193/-40 **File No.** 1867/36

PUBLIC WORKS DEPARTMENT

Jr **BRANCH**

Subject:— Electric License

Haveri, 1940, Dharwar Distt.

~~Grant of~~ to Mr K

Kerurkar.

File No. 1867/36-Ka

Md. Scott, 24-E--2962

PUBLIC WORKS DEPARTMENT.

Bombay Castle, 5th November 1934.

No. 6451/27.—In exercise of the powers conferred by sub-section (*1*) of section 28 of the Indian Electricity Act, 1910 (IX of 1910), the Governor in Council, with the consent of the Municipality of Haveri, is pleased to grant sanction to Mr. Narayan Dattaram Nerurker, carrying on business as an electrical contractor at Belgaum (hereinafter referred to as "the applicant") to engage in the business of supplying energy within the limits of the municipal district of Haveri, shown as bounded by a green line on the map signed by the applicant and deposited with Government, subject to the provisions of the said Act, and the rules for the time being in force thereunder, and subject to the conditions specified in the schedule hereto and such other conditions and restrictions as may, from time to time, be imposed by Government:—

SCHEDULE.

I. *Purposes and System of Supply.*—(1) The system of supply of energy shall be as under:—

Direct Current.

For general purposes, namely lights, fans and domestic appliances for heating, cooking and refrigerating purposes:—

(*a*) A continuous current low pressure supply at the consumer's terminals at 220/230 volts between one of the outers and middle conductor of a three-wire system, the middle conductor being connected to earth at the generating station, but insulated at all other parts, or

(*b*) a continuous current low pressure supply at 220/230 volts between the conductors of a two-wire system.

For power purposes—

(*a*) A continuous current low pressure supply at 220/230 volts between the conductors of a two-wire system, or

(*b*) a continuous current medium pressure supply at 440/460 volts between the outers.

(2) The work in connection with the erection of aerial lines or any poles or apparatus in connection therewith along or across any street or road or elsewhere within the area of supply, shall be carried out in accordance with the methods of construction approved in writing by the Electrical Engineer to Government, and for that purpose the applicant shall previously submit to the said Electrical Engineer full details and plans of such methods of construction as he proposes to adopt.

(3) Where overhead mains are used at crossings in the streets through which *raths* or *taboots* or other similar religious processions are likely to pass, the said mains shall be erected at such height not being less than thirty feet from the ground level of the streets, as will allow a free passage of these processions. In case of dispute, such streets and heights shall be determined by the District Magistrate.

(4) The supply of energy shall not be commenced unless and until the works are inspected and passed in writing by the Electrical Inspector, Bombay.

(5) The applicant shall have to supply energy daily from 6 p.m. to 12 midnight, Indian standard time.

II. *Limitation and security for the execution of works and the area of compulsory supply.*—(1) The applicant shall, within eighteen months from the date of this notification, execute works to the satisfaction of Government for the full supply of energy throughout the roads or streets or parts thereof which are shown on the said map by red lines and are described below, namely:—

1. Bhavani Math Road.
2. Post Office Galli.
3. New Eswar Temple Galli.
4. Badamiyavar Galli.
5. Agrahar Galli.
6. Chavdi Galli.
7. Mugdur Galli.
8. Javli Peth Galli.
9. Melin Pyati Galli.
10. Municipal Office Road.
11. Akki Galli
12. Yallaki Galli.

(*b*) *Testing of Meters.*—In the case of a disputed meter no charge will be made for testing it should the meter prove to be more than three per cent. fast or slow, otherwise the charge for testing it shall be ... Rs. 3.

(*c*) The applicant will undertake to test and calibrate meters, which are the property of the consumer on payment of a charge of ... ... Rs. 3 per meter.

Note.—The applicant shall not accept any responsibility whatsoever for the satisfactory and correct running of the consumer's meter after the owner has taken delivery thereof subsequent to the test.

5. *Failure of supply*—

For restoring connection in cases in which the failure of supply is due to any cause other than a fault in the applicant's apparatus ... ... Re. 1.

6. *Security deposits to be made against payment of monthly bills*—

When required by the applicant to do so, consumers will deposit security as under :—

For lights and fans per 0·5 K.W. applied for ... Rs. 5.
For motive power per B.H.P. installed ... ... Rs. 10.

7. *Temporary service*, if required, shall be laid at the scheduled rates, but the cost thereof, less depreciation at $7\frac{1}{2}$ per cent. per month for the period of temporary use, shall be refunded on the service being dismantled by the applicant.

N.B.—All charges are payable in advance.

By order of the Governor in Council,

N. B. BAXTER,
Officiating Secretary to Government.

(2) The applicant shall, within three months from the date of this notification, deposit with Government a security of Rupees five hundred (Rs. 500) for the execution of the works referred to in clause (1). If the security is not deposited within the period specified above, the sanction granted under this notification shall be liable to be revoked or withdrawn and if the works referred to in clause (1) are not completed to the satisfaction of Government within the period of eighteen months specified therein and the supply not commenced before the expiry of that period, the security shall be liable to be forfeited at the discretion of Government.

III. *Generating, Receiving, Transforming and Distributing Stations.*—(1) The generating, receiving, transforming and distributing stations shall be within the area of supply.

(2) Qualified men, having at least first class competency certificates, shall be employed in the generating station and on the distribution system; and the whole undertaking shall be under the charge of a fully qualified Electrical Engineer with previous experience of at least five years.

IV. *Rates and Miscellaneous charges.*—(1) The rates to be charged for the supply of energy shall not exceed the following maxima charges, subject nevertheless to revision from time to time by or with the previous approval of Government, namely:—

Where energy is not supplied by a meter, a fixed rate of one rupee eight annas (Rs. 1/8) per mensem shall be charged for a 20-watt lamp and rupee one (Re. 1) for every additional 20 watts, or part thereof.

(2) Energy shall also, if so required, be supplied by a meter at the rates not exceeding those specified below, which are exclusive of meter rent:—

(*a*) For general supply purposes, namely:—	
(i) for lights and fans	A rate of annas six per unit.
(ii) for domestic appliances for heating, cooking and refrigerating purposes ...	A rate of annas three per unit.
(*b*) For motive power purposes and purposes other than those mentioned in item (*a*) above ...	A rate of annas three per unit.

A minimum charge of rupees three per month for general supply purposes and rupees three per month per H.P. connected for power purposes shall be charged exclusive of meter rent and irrespective of whether energy to that value has been consumed or not.

(3) The energy supplied to all Government buildings within the area of supply shall be treated as a single bulk supply and discount shall be given at the rate of one per cent. for every 250 units consumed per month up to a maximum of 35 per cent.

(4) The prices to be charged for energy supplied for public lamps and the mode in which those charges, which shall not exceed the maxima stated above, are to be ascertained, shall, if the matter cannot be settled by agreement with the Municipality of Haveri, be determined by Government on the application of either party.

(5) The charges for service line and other miscellaneous charges which the applicant is allowed to make are laid down in the Appendix hereto.

V. Before giving connection to the intending consumers, the applicant shall satisfy himself that the wiring work has been carried out by a licensed electrical contractor and under the direct supervision of a Class I Competency Certificate holder, as required by rule 40-A of the Indian Electricity Rules, 1922.

VI. *Application of certain sections of the Indian Electricity Act, 1910, and certain rules of the Indian Electricity Rules, 1922.*—The provisions of sections 11 and 20 to 26 of the Act, clauses II, III, V and VI of the schedule to the Act and rules 23, 24, 25, 29, 32, 33 and 106 of the Indian Electricity Rules, 1922, shall apply to the applicant, as if he were a licensee.

VII. *Revocation of sanction.*—The sanction hereby granted may be revoked or withdrawn at any time for breach of any of the above conditions. The sanction may also be revoked or transferred at any time by Government for any reasons which Government consider fit and proper after giving the applicant at least six calendar months' previous notice in writing, and upon the expiration of such notice or in case the applicant ceases from any cause beyond his control to supply energy to the public, he shall, at his own expense, forthwith remove all aerial and other supply lines, poles and apparatus, unless in the meantime he applies for and obtains a license to supply energy within the area of supply.

APPENDIX REFERRED TO IN CLAUSE (5) OF PART IV OF THE SCHEDULE.

Charges for service line.—One hundred feet of service line from the distributing main, but not on the property for which requisition for supply is received, shall be laid free of charge. The charges for the rest of the service line will be recovered at the actual cost plus fifteen per cent. to cover overhead charges. The rates given below are only for the purpose of estimating and recovering deposits, but in all cases, the final adjustment must be made on the basis of the actual cost :—

Two-wire service up to 10 amperes bare copper wire ...	Re. 1 per yard.
Two-wire service up to 25 amperes bare copper wire ...	Rs. 2 per yard.
Two-wire service up to 50 amperes bare copper wire ...	Rs. 3 per yard.
Two-wire service up to 10 amperes C.T.S. or V.I.R. on cleats	As. 12 per yard.
Three-wire service up to 10 amperes per side in conduit ...	Rs. 2 per yard.
Three-wire service up to 25 amperes per side in conduit ...	Rs. 3 per yard.
Three-wire service up to 50 amperes per side in conduit ...	Rs. 4 per yard.
Three-wire service up to 10 amperes bare copper ...	Rs. 1-8-0 per yard.
Three-wire service up to 25 amperes bare copper ...	Rs. 2-8-0 per yard.
Three-wire service up to 50 amperes bare copper ...	Rs. 3-8-0 per yard.
Two-wire C.T.S. or V.I.R. in conduit up to 10 amperes...	Rs. 1-8-0 per yard.
Two-wire C.T.S. or V.I.R. in conduit up to 25 amperes...	Rs. 2-8-0 per yard.
Two-wire C.T.S. or V.I.R. in conduit up to 50 amperes...	Rs. 3-8-0 per yard.
Angle iron and pipe brackets will be quoted on request.	
Rail poles, when required including the cost of erection ...	Rs. 20 each.
Stay poles, when required including the cost of erection ...	Rs. 7 each.

Miscellaneous charges—

1. *Connection fee*—

(*a*) Connection fee for every new installation to the supply mains, including the fixing of meters ... ... Rs. 6.

(*b*) If two or more new connections are simultaneously made from the same service, the fee for each additional connection shall be ... ... Rs. 3.

2. *Reconnection* fee for an installation which is disconnected on account of—

(*a*) vacation of premises ... ... Rs. 2.

(*b*) non-payment of accounts or infringement of the rules. Rs. 2.

Note.—If owing to the staff of the applicant being unable to obtain access to the meter, the disconnection has to be made from the mains, either underground or overhead, the consumer shall have to pay all costs incidental to such disconnection and reconnection.

3. *Meters, etc.*—

(*a*) Hire of meters per month ... ... As. 8 per meter.

(*b*) Changing the position of the meter board only and when no alteration to service is required. (The necessary alteration to wiring shall be carried out by a licensed wiring contractor on behalf of the consumer) ... ... Rs. 3.

(*c*) Changing meter for one of a different size, when necessitated by a change in the consumer's demand ... ... Rs. 2.

(*d*) Charge for attendance of fuseman ... ... Re. 1

(*e*) Charge for the supply and fixing of an additional meter board ... ... Rs. 3.

(*f*) Attendance of fuseman at consumer's request during any function per night ... ... Rs. 3.

Testing—

(*a*) *Installations.*—The test and inspection prior to connection of a new installation will be carried out free of charge, but should any further test and/or inspection be found necessary owing to any fault in the installation or non-compliance with the rules, the charge for each additional test shall be

DOCKET SHEET

Subject :—

File No. 1867/36

PW **DEPT.**

In **BRANCH.**

References :— Previous Files [illegible] and 6451 [illegible]

GLASS.

Date.	To whom sent.	Notes and instructions.
13/1/39	Am 03.	Exam. S.
27/1/38	mms	24/4/41
		Examined B. 3/11/47.
		File (A)

(pp. 29-34 destroyed)
D1
P.P. 1-28 destroyed for draft accepted see p.p. 211-222
& 2 on file no 1233/36
will be found in file

note on D1 with accepts

(M.B.) Submitted.

2. Mr.N.D.Nerurkar is supplying electric energy at Haveri under Sec.28 of the I.E.Act,1910. At the instance of Govt he has now applied p29 for a regular license under Sec.3 of the Act in lieu of the sanction at present held by him. The copies of the newspaper containing advertisement p31 re: the draft license promised by him may be awaited.

3. With regard to Mr.Nerurkar's request p31 for the remission of the license fee, it may be stated that the question is being considered generally in file No. 1614/36. It will, however, be some time before a decision is arrived at in the matter. In the meantime it is for consideration whether, as recently decided in the case of the Guledgud El.License, Mr. Nerurkar may be asked to pay the full fee of Rs 500. If any remission is permissible, the balance will be refunded to him after a decision is reached on the question.

x (having such the rule available, will be put up required.

B.K.R.
20-10-37.
175

20-10-37

yes.

D.S.

(M.B) Resubmitted with the necessary
p.7
draft for approval

21-10-37

1867/36.

No 1867/36 In
P.W.D
Bg 22nd Oct. 1937

To

N. D. Nerurkar Esqr.
350, Thalakwadi
Belgaum

Sir,

Arms Electric Licence

With reference to your application dt 12-10-37 for the grant of the licence mentioned above, I am directed to state that the question of the remission of the licence fee prescribed by Rule 11(1)(g) of the T. E. Rules, 1937, is under consideration & the decision of Govt. in the matter will be communicated to you in due course. In the meantime you are requested to pay the full fee of Rs. 500/- and forward the

1867/36 38

necessary treasury receipt to-
31
Govt. as soon as furnished.

James Scott Smith

21/10/37.

ISSUED
23. OCT. 1937

21/10/37

21/10/37

23/10/37

12. Purchase of the undertaking -(1) The option of purchase given by sub-section (1) of section 7 of the Act shall be exercisable first on the expiration of fifty years from the commencement of this license and thereafter on the expiration of every subsequent period of ten years therefrom. The percentage of the value of the lands, buildings, works, materials and plant of the licensee referred to in sub-section (1) of section 7 of the Act which shall be added to such value under the second proviso to that sub-section on account of compulsory purchase shall be twenty percent.

PP-41-42
Newspapers
destroyed being
reprinted the [illegible]
therein (see p 59)

N. D. Nerurkar.

350, Thalakwadi,
Belgaum, 23rd October 37.

The Secretary to the Government of Bombay
Public Works Department,
Secretariat, Churchgate Street,
B o m b a y.

Subj:- Haveri Electric Supply.

Dear Sir,

Further to my letter dated the 12th instant p29 applying for the license to supply electric energy to the town of Haveri, I beg to state that due to ~~an~~ inadvertence an error has crept in in the Draft License submitted to your goodself. I therefore beg to submit 6 copies of the correction p39 which has got to be incorporated in the same.

The error relates to para 12 p21, page 11 of the Draft License and I would request you to delete para 12, sub-para (1) under heading "Purchase of the Undertaking" and substitute it by the enclosu

As the Draft License in its original form has been publishe in the Samyukta Karnataka, Hubli, in its issue of the 21st and two other subsequent issues, I am sending this correction to them to be also published in 3 successive issues forthwith.

Yours faithfully,

N. D. NERURKAR.

Through his Agent:

P. O. Box 215, Bombay.

Enclosure: 6. copies.

BLIC WORKS DEPARTMENT
File No. 1867/36
23 OCT 1937
Serial No. 20780

N. D. NERURKAR.

350, Thalakwadi,
Belgaum. 27th Oct.37.

The Secretary,
The Public Works Department,
Government of Bombay,
B o m b a y.

Subj:- Haveri Electric License.

Dear Sir,

In reply to your communication, I beg to inform you that I have this day deposited with the Reserve Bank of India, Bombay, the sum of Rs. 500/-only being the fee for the Haveri Electric License. The Challan from the Reserve Bank of India No.13 is enclosed herewith for your information. Kindly return the same to me after perusal as soon as possible for my records.

I have already pointed out to you the circumstances under which I had to request your goodself to exempt me from the payment of this license fee. Since however you insisted on the payment before the application for the License could be taken up for consideration, I had no other alternative except to strain my resources and put in this deposit. I sincerely hope that you will waive the entire license fee and give me refund thereof in due course.

Yours faithfully,

N.D. NERURKAR.

Through his Agent

Encl: 1 Challan from Reserve Bank of India, No.13. (Rs.500/-).

P.O.Box 215, Bombay.

PUBLIC WORKS DEPARTMENT
File No. 1867/36
27OCT1937
Serial No. 21994

M.S. 28/10

P.P 49-50.
News Paper
clippings the
correction being
embodied in the
reprinted notice
P. 59

File 4.48
28/10

29/10

N. D. NERURKAR.

350, Thalakwadi, .
Belgaum. 1st Nov. 1937.

The Secretary,
Public Works Department,
Government of Bombay,
B O M B A Y.

Subj:- Haveri Electric License:

Dear Sir,

I beg to enclose herewith 3 successive issues of the "SAMYUKTA KARNATAKA" wherein the notification regarding the correction in the above license was published. These issues were published on the 26th, 27th and 28th of October 1937.

I now look forward to your taking early steps to get the draft license published in the Bombay Government Gazette and to address the local authority concerned, ~~if any~~, before the grant of the license.

Yours faithfully,

N.D.NERURKAR.

Through his Agent.

Enc;. 3 issues dated
the 26th, 27th &
28th Oct.37.

PUBLIC [illegible] PARTMENT
File No. 1867/36
1-NOV1937
Serial No. 21536

M.B. 5/11

1867/36
21536

(M.B.) Submitted with Srl.Nos. 20780 p4, and 21094. p48

2. The notice M41-42 published by Mr.Nerurkar, as subsequently amended p44, may be republished in the B.G.G. As this is only a formal application for conversion of the sanction into a regular license, it is not necy. to hold up the papers for three months. The Commr's report may be called for in the matter forthwith. The necy. drafts M54-57 are put up for approval.

6-11-37

1867/36

(To be published in Pt. I of the B.G.G.)

No. 1867/36.
P.W.D.,B.C., 8 Nov.1937.

Notification.

The following notice published by Mr.N.D.Nerurkar in the issues of the 'Samyukta Karnataka', dated the 21st, 22nd and 23rd Oct.1937,as subsequently amended, is republished:- ⊗
(Enter A to B on pp. 41-42 ante).

I.E.Rules, 1937.

⊗ Share copy attached at the commencement of this case for being put to Press.

By order of the Govr.of Bombay,

* 22 Nov 1937.

Copy forwarded with compliments to the Commr.,S.D.for favour of remarks, if any. The local autnorities concerned should please be consulted in the matter they should be asked to vote formally on the issue and the text of their resolution should be forwarded to Govt.along with the Commr's report.

By order of the Govr.of Bombay,

ISSUED
9. NOV. 1937

* Issued on 9th Nov

1867/36

No. 1867/36.M.

P.W.D.,B.C., 22 Nov. 1937.

To

The Agent,

M.& S.M.Ry.Coy.

Subject:- Haveri El.License.

Sir,

I am directed to forward herewith for remarks, if any, a copy of G.N. No. 1867/36, dated 8th Novr. 1937 on the subject mentioned above.

I have etc.

D.A.-Copy of G.N. refd.to.

6-11-37

D. S.

ISSUED
24. NOV. 1937

1867/36

No. 1867/36. M.
P.W.D. B.C., 10 Nov.1937.

To

N.D.Nerurkar, Esq.,
350, Thalakwadi,
Belgaum.

Subject:- Haveri El.License.

Dear Sir,

With ref.to your letter dated 27-10-37, on the subject mentioned above, I am directed to state that the Bank receipt for Rs 500 forwarded by you is reqd.for the records of Govt.and it cannot therefore be returned to you as requested.

Yours faithfully,

6-11-37

ISSUED
12. NOV. 1937

D.S

No. 1867/36. M.
P.W.D.,B.C., 10 Nov.1937.

Memo.

Subject;- The Haveri El.License.

A receipt No.13, dated 27-10-37 for Rs 500 issued by the Reserve Bank of India being the amount of fee paid into the Bank by Mr.N.D.Nerurkar under rule 11 (1) (g) of the I.E.Rules, 1937 on an application for a license under the I.E.Act, 1910, to supply electrical energy to the town of Haveri is forwarded, herewith, to the A.G., Bombay, with a request that the amount may kindly be credited to Govt.in accordance with the orders issued in letter No.757-Elec., dated 10th June 1905 from the G.of I., Deptt.of Rev.and Agr. (Civil/Works), a copy of which was forwarded to him with Govt. endt. No.E.1710-M, dated 30-6-1905 and that its receipt may kindly be acknowledged.

By order of the Govr.of Bombay,

6-11-37.

D.A.-Receipt refd.to.

B.K.R.
5-11-37.

ISSUED
12. NOV. 1937

PUBLIC WORKS DEPARTMENT.

Bombay Castle, 8th November 1937.

No. 1867/36.—The following notice published by Mr. N. D. Nerurkar in the issues of the *Samyukta Karnataka*, dated the 21st, 22nd and 23rd October 1937, as subsequently amended, is republished :— INDIAN ELECTRICITY RULES, 1937.

NOTICE.

THE HAVERI ELECTRIC LICENSE, 1937.

Whereas Mr. N. D. Nerurkar of 350, Thalakwadi, Belgaum, hereinafter called the applicant, is engaged in the business of supplying electric energy in the municipal limits of Haveri with the specific sanction No. 6451/27, dated the 5th November 1934, granted by the Government of Bombay under section 28 of the Indian Electricity Act, 1910, and whereas it is considered that in order to make the undertaking entitled to the full rights of a license under section 3 of the Indian Electricity Act, 1910, it is necessary to convert the sanction into a license under the said section; and

Whereas the applicant has by letter dated the 12th October 1937 applied to the Government of Bombay for an electric license to supply energy to the town of Haveri, i.e., a formal conversion of the said sanction into a license.

Notice is hereby given that every local authority, company, or person desirous of making any representation with reference to the said application for converting the sanction into license may do so by addressing the Secretary to Government of Bombay, Public Works Department, Bombay, within three months of the date of the first advertisement, a copy of such representation being at the same time furnished to the applicant.

The draft of the license applied for is printed below. A printed copy of the draft license can be had at a price of annas 8 per copy and the deposited map mentioned in the draft license can be inspected free of charge at the office of the applicant, 350, Thalakwadi, Belgaum, and also at the office of the Haveri Municipality.

N. D. NERURKAR,
Proprietor, Haveri Electric Supply Co.

THE HAVERI ELECTRIC LICENSE, 1937.

LICENSE FOR THE SUPPLY OF ENERGY GRANTED BY THE GOVERNMENT OF BOMBAY UNDER THE INDIAN ELECTRICITY ACT, 1910.

License.—License is hereby granted to Narayan Dattaram Nerurkar, carrying on business as Electrical Contractor under the name and style of N. D. Nerurkar and having his registered office at Thalakwadi, Belgaum, to supply energy in the area with the powers and upon the terms and conditions specified below :—

1. *Short Title.*—The license may be cited as " The Haveri Electric License, 1937 ".

2. *Interpretation.*—In this license—

(1) " Act " shall mean the Indian Electricity Act, 1910;

(2) " rules " shall mean the rules made under the Act;

(3) " licensee " shall mean and include the said N. D. Nerurkar and his permitted assigns;

(4) " deposited map " shall mean the plan of the area of supply as hereinafter specified, which is deposited with Government in pursuance of the rules; which plan is signed, for the purpose of identification, by the Secretary to the Government of Bombay in the Public Works Department and by the licensee;

(5) " the commencement of this license " shall mean the date of the notification by the Government of Bombay in the *Bombay Government Gazette* by which this license is granted;

(6) " Government " shall mean the Government of Bombay;

(7) words, terms and expressions not defined in this license but defined in the Act or the rules shall have the meaning assigned to them in the Act or the rules.

3. *Security.*—(1) The period within which the licensee shall show under sub-clause (*a*) of clause I of the Schedule to the Act that he is in a position fully and efficiently to discharge the duties and obligations imposed on him by the license throughout the area of supply shall, unless otherwise ordered by Government under clause (*b*) of sub-section (*3*) of section 4 of the Act, be six months from the commencement of this license.

(2) Unless otherwise ordered by Government under clause (*b*) of sub-section (*3*) of section 4 of the Act, the sum which the licensee shall deposit or secure to the satisfaction of Government under sub-clause (*b*) of clause 1 of the Schedule to the Act shall be rupees two thousand and the period within which such sum shall be so deposited or secured shall be three months from the commencement of this license.

4. *Area of supply.*—The area within which the supply of energy is authorised by this license, hereinbefore and hereinafter referred to as " the area of supply ", shall be the whole of the area comprised within the municipal district of Haveri which is shown as bounded by a green-coloured line on the deposited map:

Provided that nothing in this license shall be construed to prevent the licensee from generating energy or purchasing it from any other railway or Government Department for its own industrial, domestic or other uses.

5. *Area of compulsory supply.*—(1) The licensee shall, within a period of eighteen months from the commencement of this license, execute works to the satisfaction of Government for the purpose of a full and continuous supply of energy throughout the streets or parts of streets as are mentioned below and shown in red colour on the deposited map:—

1. Bhavani Math Road.
2. Post Office Galli.
3. New Eswar Temple Galli.
4. Badamiyavar Galli.
5. Agrahar Galli.
6. Chavdi Galli.
7. Mugdur Galli.
8. Javli Peth Galli.
9. Melin Pyati Galli.
10. Municipal Office Road.
11. Akki Galli.
12. Yallaki Galli.

(2) In the case of any difference between the description of the streets mentioned in sub-clause (1) of this clause and that indicated on the deposited map, the latter shall prevail.

(3) The licensee shall commence to execute the works aforesaid within six months from the commencement of this license and shall complete the execution of the works aforesaid and shall commence the supply of energy within eighteen months therefrom.

(4) The licensee shall every three months submit reports to Government and also to the Electrical Engineer to Government specifying the progress made up to date from the commencement of the license in the execution of the works in the compulsory area.

5. *Revocation of license.*—If the licensee fails to comply with the provisions of sub-clauses (1), (3) or (4) of this clause, or if, in the opinion of Government, the progress made during any portion of the said period of eighteen months is unsatisfactory, the license shall be liable to be revoked, and the security furnished as per sub-clause (2) of clause 3 shall be forfeited.

6. *Purposes of supply.*— (1) Subject to the provisions of this license and the Act and the rules, the licensee shall be entitled during the continuance of this license to supply energy within the area of supply for all purposes, and in bulk and to other licensees for their own purposes:

Provided that no supply of energy shall be commenced to be given to any owner or occupier of private premises or in bulk to a distributing licensee unless and until the licensee's works have been inspected by the Government Electric Inspector, and passed by him in writing, and until Government have approved:—

(*a*) the form of requisition to be made by such owner or occupier or distributing licensee for such supply of energy;

(*b*) the form of written contract or agreement with the licensee to take a supply of energy to be executed or entered into by such owner or occupier or distributing licensee; and

(*c*) the amounts of all miscellaneous charges which the licensee proposes to make against such owner or occupier or distributing licensee as incidental to or in connection with such supply.

(2) Clauses V, VI, VII, IX, X and XI of the Schedule to the Act shall, wherever necessary, be read as expressly added to or varied to the extent set out in the proviso to sub-clause (1) of this clause.

(3) The licensee shall not supply energy to any premises unless the owner or occupier of such premises has satisfied the licensee that all work, including repairs relating to electric wires, fittings and apparatus on such premises, has been carried out by a licensed electrical contractor and under the supervision of a Competency Certificate holder under the rules or orders issued by Government in this behalf, or by such other person as may be authorised to carry out such works under rule No. 40-A of the rules and clause VI of the Schedule to the Act shall be deemed to be modified accordingly.

7. *System of supply.*—(1) The system of supply of energy which may be adopted for the purpose of this license shall be the following:—

I. Direct Current.

For general purposes, viz., lights, fans, heaters, etc.—

(*a*) a continuous current low pressure supply at the consumer's terminals at a pressure of 220-230 volts between one of the outers and the middle conductor of a three-wire system, the middle conductor being connected to earth at the generating station, but insulated at all other parts; or

(*b*) a continuous current low pressure supply at 220-230 volts between the conductors of a two-wire system.

For power purposes:—

(*a*) a continuous current low pressure supply at 220-230 volts between the conductors of a two-wire system; or

(*b*) a continuous current medium pressure supply at a pressure of 440-460 volts between the outers.

II. Alternating Current.

Single or three-phase, three or four-wire, periodicity fifty cycles per second. The pressure of supply at the consumer's terminals, shall be as under:—

(*a*) 230 volts between each phase and neutral for general purposes, viz., lights, fans, heaters, etc.;

(*b*) 400 volts between phases for motive power purposes and purposes other than those specified in (*a*) above; and

(*c*) any pressure up to 11,000 volts for feeders and for supply to any large consumer for power purposes:

Provided always that the licensee may from time to time with the previous consent in writing of and subject to such limitations and conditions as may be prescribed in writing by Government adopt any other system of supply for the purpose of this license and that no high tension mains shall be brought within or near the populated areas without the specific sanction of Government in each case.

(2) The feeders, distributing mains and service lines may be overhead or underground, provided that wherever and whenever specifically required to do so in writing by Government, such feeders, distributing mains or service lines shall be laid underground:

Provided further that—

(*a*) no work or works shall be commenced by the licensee unless and until the method of construction has been previously approved in writing by the Electrical Engineer to Government;

(*b*) where overhead mains are used, they shall be nowhere at a height less than thirty feet from the ground level of the street at all crossings in all the routes where *raths* or *taboots* or other similar religious processions are likely to pass. In cases of dispute such routes and heights shall be determined by the District Magistrate;

(*c*) in narrow lanes or streets the posts shall be placed on the extreme edge of the lane or street and a special construction to be approved by the Electrical Engineer to Government shall be adopted to keep the wires clear of every building;

(*d*) no posts for overhead lines shall be erected in streets and thoroughfares which are less than ten feet in width for vehicular traffic; and

(*e*) nothing in this license shall authorise the licensee to use overhead mains at any higher pressure than the medium pressure without the written sanction of Government in each case and subject to any conditions or limitations which Government may prescribe.

(3) Due precautions shall be taken to avoid any possible interference with the adjacent telephone or telegraph circuits due to inductive effects. The electric wires shall be suitably transposed where necessary.

(4) For the purpose of rule 61 of the rules the maximum wind pressure shall be taken as twelve pounds per square foot.

8. *Generating, receiving, transforming and distributing stations.*—(1) The generating, receiving, transforming and distributing stations shall be within the area of supply.

(2) Qualified men with at least competency certificates shall be employed in the generating station and on the distribution system and the whole undertaking shall be under the charge of a qualified engineer with previous experience of at least five years.

9. *Rates: Limits of prices to be charged.*—The prices to be charged by the licensee for energy supplied by him shall not exceed the maxima set out below, or in the case of a method of charge approved by Government under clause (*c*) of sub-section (*3*) of section 23 of the Act such maxima as Government may fix on approving the method :—

(A) Where energy is supplied by meter—

(1) For general supply purposes, viz :—

(*a*) for lights and fans not provided for in item (*b*) below—a rate of annas six per unit;

(*b*) for lights and fans in religious and educational institutions and hospitals—a rate of annas six per unit;

(*c*) for heating and refrigerating purposes—a rate of annas three per unit; and

(*d*) for motive power purposes and purposes other than those mentioned in items (1) (*a*), (*b*) and (*c*) above—

Up to and including 3 B.H.P.—a rate of annas three per unit.

Over 3 B.H.P.—a rate of annas two per unit.

Both the above subject however to a monthly minimum charge of rupees three per B.H.P. installed :

Provided that the total consumption of energy in all Government buildings within the area of supply shall be treated as a single bulk supply, and a rebate of one per cent. shall be granted for every 250 units consumed per month up to a maximum of 65 per cent.

Note.—The term " unit " occurring in this sub-clause shall mean the energy contained in a current of 1,000 amperes flowing under an electro-motive force of one volt during one hour.

(2) A minimum charge of Rs. 3 per month in the cases referred to in items (*a*), (*b*) and (*c*) of sub-clause (1) of this clause shall be charged exclusive of meter rent and irrespective of whether energy of that value has been consumed or not.

(3) *Meter rent.*—The rent to be charged for meters shall not exceed—Annas eight per month for a D.C. or a single phase A.C. meter; and one rupee per month for a polyphase A.C. meter.

(B) Where energy is not supplied by meter a fixed rate of Rs. 1-8-0 per mensem shall be charged for a twenty-watt light and Re. 1 for every additional twenty watts or part thereof burning for not more than six hours per night.

(C) In the case of large consumers, contract may be made for fixed periods at such rates not exceeding the rates specified in sub-clause (A) of this clause as may be agreed upon.

(D) Without prejudice to anything contained in the above clauses, the licensee may at any time enter into a special contract with the Municipality of Haveri for supply of energy to the said Municipality for public lighting upon such terms and conditions and at such rates not exceeding the maxima charges specified above, as may for the time being mutually agreed upon.

10. *Breaking up of streets.*—The length of trenches to be opened on any street at any one time, and the period for which they may remain open, shall be determined from time to time by Government or the local authority by which such streets are repairable.

11. *Breaking up of railways.*—In pursuance of the provisions of sub-section (*5*) of section 12 of the Act, the licensee is hereby specially authorised within the area of supply to break up the soil and pavement of the portions of the Madras and Southern Mahratta Railway so far only as concerns level-crossings and portions of the said railway running along the highway. Any difference or dispute arising between the licensee

and the said railway by reason of the exercise by the licensee of the powers conferred on him by this clause shall, subject to the provisions of sections 13 and 16, be determined by Government whose decision will be final.

12. *Purchase of the undertaking.*—(1) The option of purchase given by sub-section (*1*) of section 7 of the Act shall be exercisable first on the expiration of fifty years from the commencement of this license and thereafter on the expiration of every subsequent period of ten years therefrom. The percentage of the value of the lands, buildings, works, materials and plant of the licensee referred to in sub-section (*1*) of section 7 of the Act which shall be added to such value under the second proviso to that sub-section on account of compulsory purchase shall be 20 per cent.

(2) In accordance with clause (*d*) (*ii*) of sub-section (2) of section 3 of the Act, it is hereby declared that the generating station belonging to the licensee and used in connection with the undertaking or where energy is bought from any other person or company, the receiving and distributing sub-stations used in connection with the undertaking shall form part of the undertaking for the purpose of purchase under section 5 or section 7 of the Act.

13. *Assignment of the license.*—At any time after the commencement of this license, the licensee may, with the previous consent in writing of Government, and subject to compliance with such conditions upon which such consent may be given, assign this license and transfer the whole of the undertaking, in respect of which this license is granted (including all lands, buildings, works, materials, plant, of the licensee) to any individual or company formed or to be formed and registered in the Bombay Presidency in accordance with the law for the time being in force in British India, or, in Great Britain under any enactment relating to companies for the time being in force there and having authority to take over the license and the said undertaking as the case may be and to exercise the powers and perform the obligations given to or imposed upon the licensee under this license and the Act and the rules, and on such assignment and transfer, the rights, powers, authorities, obligations and liabilities of the licensee shall be exercisable by and shall attach to such individual or company formed or to be formed as aforesaid.

14. *Exemptions.*—In pursuance of section 3, sub-section (2), clause (*f*), of the Act, it is hereby expressly declared that clause I of the schedule to the Act shall be excepted from incorporation in this license.

N. D. NERURKAR.

By order of the Governor of Bombay,

T. A. ANDREW,
Secretary to Government.

Telegraphic Address—ACCOUNTS.

A. G. 37.

It is requested that, in future communications on this subject, the No. and date of this letter, and the distinguishing letters above the No. as given opposite, may be quoted, *and the reply addressed to*—

THE ACCOUNTANT-GENERAL,
FORT, BOMBAY.

No. D.A.IX-S.C/2555.

Bombay, the 9 Nov. *1937.*

From

The Accountant-General,

Bombay,

To

The Secretary to Government,

Public Works Department,

BOMBAY.

Subject :— The Haveri Electric License.

Sir,

I have the honour to acknowledge receipt of the Reserve Bank of India Chalan No. 13 dated 27th October 1937 for the sum of Rs. 500/- credited in the Bank by Mr. N. D. Nerurkar on account of license fee for the Haveri Electric License forwarded to this office under Government Memo - Public Works Department No. 1867/36-M dated 10th November 1937.

I have the honour to be,

Sir,

Your most obedient servant,

Assistant Accounts Officer.

A.B.D.

1867/36
22994

hp 54-55

Await.

JRJ
24-11-37

25/11/37

AS.

PUBLIC WORKS DEPARTMENT
File No. 1867/36
22 NOV 1937
File No. 22994

MB 23/11

THE MADRAS AND SOUTHERN MAHRATTA RAILWAY CO., LD.

(Incorporated in England.)

POST BOX No. 528.
TELEGRAMS :—" FREIGHT ", MADRAS.
TELEPHONE :—2901.

AGENT'S OFFICE,
PARK TOWN,
MADRAS.

IN REPLY PLEASE QUOTE—

No. W. 2854 Dated, 8th December 1937.

The Deputy Secretary to the Government of Bombay,
Public Works Department,
B O M B A Y.

Sir,

Sub: Haveri Electric License.

P·55

With reference to your letter No.1867/36-M of the 22nd November 1937, I have the honour to inform you that there are no remarks to offer on the draft of the Haveri Electric Lincese published in Notification No. P·59 1867/36, of 8-11-'37, received with your letter quoted above.

I have the honour to be,
Sir,
Your most obedient servant,

Agent.

1867/36
24520

(P.W.B.) Submitted.
2. The Coroner's report called for in Govt. Endt. (p.54) of 22-11-37 may be awaited.

SRG
11-12-37

11/12/37.

A.S.

PUBLIC WORKS DEPARTMENT
File No. 1867/36
16 DEC 1937
Serial No. 24520

10/12

10-12-37

11/12/37.

REPRESENTATION by the Haveri Municipality.

Regarding the application of Mr. N. D. Nerurkar of 350, Thalakwadi, Belgaum, for converting the electric sanction No. 6451/27 dated 5th. November, 1934, granted by the Government of Bombay, under section 28 of the Indian Electricity Act, 1910 into a license under section 3 of the said Act with reference to the notice No. -- 1867 by 36 of the Public Works Department, Bombay, dated 8th --- November, 1937 and published in the Bombay Government Gazette dated 18th. November, 1937.

2. Clause 60 of the draft License: This clause is not necessary as the licensee has already completed the area of compulsory supply and covered some more area of supply since it is more than 3 years that he obtained the sanction and completed the area of supply and the starting of the electric supply.

3. Clause 61 of the draft license: Add sub-clause (c) 5 viz. the licensee shall supply energy continously for 24 hours. REASONS:- The licensee is supplying energy for the Municipal street lighting also. For general consumers, the energy supplied is only for 6 hours; from 6 p.m. to 12.p.m. But on the days when Municipal street -- lighting is for the whole night, the general consumer is also ---- supplyied with energy throughout the night, otherwise energy is ... stopped at 12.p.m. thereby causing great deal of inconvenience to the consumers.

4. Clause 62 of the draft license. Rates: (A). When energy is supplied by meter (1) for general supply purposes, (a) lights in private premises a rate of annas 4. per unit.(b). For lights and .. fans combined or fans only in private houses, a rate of annas 3. per unit.(c). For lights in public institutions namely educational, ... medical and others, at the rate of annas 3.per unit.(d). For lights and fans combined or for fans only in institutions mentioned in (c) above at the rate of annas 2. per unit.(e). For heating and ..... refriegerating purposes, a rate of annas 2. per unit. (f). For motive power purposes and purposes other than those numbered in (1) (a) (b) (c) (d), above up to and including 3.b.h.p. a rate of annas 2 per unit.Above 3.b.h.p. a rate of 1½ annas per unit.Both the above

subject, however, to a monthly minimum of Rs.1-8-0. per b.h.p. ... installed. .

5. CLUSE 2: A minimum charges of Rs.1-8-0. per month in the ... cases referred to in (a),(b),(c),(d) of sub-clause (1) of this clause shall be charged exelusive of meter rent and irrespective of whether energy of that value is consumed or not.

6. SUB CLAUSE. 3: METER RENT. The rent to be charged for meters shall not exceed annas 4 per month for D.C. of a single phase A.C. meter and annas 6 per plyphase A.C. meter. B. Where energy is not supplied by meter a fixed rate of annas 12 per mensem shall be ... charged for a 20. watt light and annas 6 for additional 20 watts or a portion thereof.

REASONS. The Licensee started the electric supply more than 3 years ago and the finincial condition of the concern has been .. improved so much that we are told he has sold the the same for Rs. 38000/- besides, the energy was supplied more than 3 years ago and the area of compulsion also was completed long ago and the rates at the time of granting the sanction were sufficiently high. And . now the Guledgood License, the draft of which is published at the same issue of the Bombay Government. Gazette, quotes annas 5 per unit and meter rent as 6 annas and a minimum charge of Rs.2-8-0. per month and a fixed rate of Rs.1-6-0. per month. The rates fixed by the Government in the License are no doubt the maxima and the .... Licensee abd the consumer may settle any rate within this maximum by the conditions of supply. But in a monopolised concern like this the Licensee never comes down but dictates his own terms. It is ... therefore submitted that the Government may kindly enquire into the matter and fix up reasonable rates before the License is granted instead of leaving it to the sweet will of the Licensee so that the electricity may be within the reach of even the poorest of the ... ratepayers, besides, in this case the Licensee seems to have ..... invested very little of his own money.Before he started the work, he obtained an advance of Rs.5000/- from the Municipality and a .. lighting contract for the Municipal lights which yielded him a sure income of about Rs.500/- per month and he got a very convenient site for the power house for next to nothing on the bank of the drinking

water tank in the heart of the town where he gets the water to ... work the plant, for nothing. He brought some old engines and .... boilers and invested nothing more after the first work was completed though there was more load comming on and though the current was not of sufficient ~~waltage~~ voltage. The Licensee, with such a small ... investment and with so many fecilities and pecuniary advantages selling the concern for Rs.38000/-, it is submitted that the ..... consumers should be given sufficient benifit in the reduction of rates in the hours of supply.

Haveri.
Dated.18-1-1938.

C.P. Chowkeddy
Vice-President.
Haveri Municipality.

Copy of the General Committee's resolution No.124 of 18-1-1938 of the Haveri Municipality.

Subject.	Resolution.
4. To consider the Notification No. 1867/36 dated 8-11-1937 in the Public Works Department of the Government of Bombay in which Mr.N.D.Nerurkar has applied for the conversion of the sanction into a License for the supply of electrical energy to the town of Haveri and also the letter No.POL, CR 789 of 21-12-37 from the ..... Collector of Dharwar in ..... consideration of the same.	Resolved that a representation as is now drafted before the Board be sent to Government and also to Mr. N.D.Nerurkar.

18-1-1938.

S/d. C.P.Choushetti.
Vice-President.
Haveri Municipality.

" True Copy"

C.P. Choushetti

Vice-President.
Haveri Municipality.

Haveri.
Dated 18-1-38.

No. 916. of 1937-38.
Haveri. 18th. Jan. 1938.

From,

The Vice-President,

Haveri Municipality,

Haveri.

To,

The Secretary

to the Govt. of Bombay

Public Works Department

Bombay.

Sir,

In accordance with the notice dated 8th. Nov. 1937, published in the Bombay Government Gazette dated 18th.November 1937 and also in accordance with the ..... No.1867/36.M. dated 22-11-37 in the Public Works ..... Department of the Government of Bombay, I have the ..... honour to enclose herewith the representation of the Haveri Municipality together with the copy of the .... General Committee's resolution No. 124 dated 18-1-1938, and to state that you will kindly consider over the ... subject and give sufficient relief to the Municipality and the townspeople as well.

I have the honour to be,
Sir,
Your most obedient servant.

C.P. Chousheta

Vice-President.
Haveri Municipality.

Copy f.w.c.to :-

1. The ~~Collector of Dharwar.~~ Sub-divisional Magistrate II. Dn. Dharwa
2. Mr. N.D.Nerurkar, the Licensee of the Electric Supply. Haveri.

(M.B) Submitted

2. No action is called for at present on the representation of the Stanley Mercy. The report called for from the Commr. S.D. in G.O. No. 1863/36 dt 22-11-37 (p54) may be awaited.

3. With regard to Mr. Nemitkar's request for the remission of the license fee, (p31) vide para 3 of the O.N dt 20-10-37, (p35) it may be stated that in file No. 1614/36 it has been decided that a reduced fee of Rs. 250/- should be charged in the case of applicants having load upto a limit of 100 K.W. The El. Engr to Govt. may be requested to state the load obtainable at Stanley, so that Mr. Nemitkar's request may be dealt with accordingly.

22-1-38

S. Secy.

25 JAN 1938

@ Note submitted separately will be put up if required.

MB 21/1

PUBLIC DEPARTMENT
F 1867/36
20 JAN 1938
Serial No. 1809

MB
20-1-38

To El. Engr. to Govt. dt 25/1/38 21/1

Below U.O.R.No.1867/36/1809 dated the 25th January 1938 from Government in the Public Works Department.

L.46

No. 2977 of 1938.

Bombay, 26th January 1938.

Returned, with compliments. The load at Haveri is 18 K.W.

Electrical Engineer to Govt.

P.

ms 27/1

PUBLIC ...PARTMENT
Registered 1867/36
26 JAN 1938
Serial No. 2289

MB

26-1-38

LM 7/1

1867/36

P. W. D.

M.B.

p.78

Submitted with ref. to para. 3 of O.N. dated the 22nd Jany.1938.

p.79

2. As the load in this case is 18 K.W.

p.82

the draft letter put up for approval overleaf may issue.

Through A.B.

1.2.38.

4/2/38

[redacted]/36

(Pp. 83-88 destroyed being duplicate copy of Pp. 69-73)

No.1867/36-M.
P.W.D.,B.C., Feb. 1938.

N. D. Nerurkar, Esq.,
350, Thalakwadi,
Belgaum.

Subject: Haveri Electric Licanse.

Dear Sir,

With ref. to the correspondence ending with G.L.No.1867/36-M, dated the 10th Novr. 1937, I am directed to state that Govt. see no reason to remit wholly the fee of Rs.500 prescribed in rule 11(1)(g) of the I.E.Rules, 1937. They are, however, pleased to decide that it should be reduced to Rs.250 in the case of the above license.

2. The A.G., Bombay, is being requested to arrange to refund to you an amount of Rs.250 out of the full fee of Rs.500 paid by you.

Yours faithfully,

D.A.- Nil.

Copy to the A.G.,Bombay, with ref. to the correspondence ending with his letter No.D.A.IX.S.C/2555, dated the 19th Novr. 1937.

2. It is requested that arrangements may, please, be made to refund an amount of Rs.250 to Mr.Nerurkar.

1.2.38.

Issue and then expedite the Convnr., S.D.

× Expedited under no. 1867/36 M, of 9th Feby. 1938

G.J.P.
31-1-38
(225)

ISSUED
-5. FEB. 1938

ISSUED
10. FEB. 1938
×

No 2 of 1938

From:

The ~~Secretary,~~ President

Town Congress Committee,

HAVERI.

To

To the Secretary to the Government of Bombay,

Public Works Department,

BOMBAY.

Sir,

In accordance with the notice dated 8th. November, 1937, publised in the Bombay Government Gazette dated 18th November, 1937, I am herewith sending a representation from the Townspeople of Haveri. The Committee has enquired into the representation and thinks that, taking into consideratio all the facts mentioned therein; the townspeople deserve sufficient relief in the matter of reduction of rates and the supply of hours. A copy of the representation also has been sent to the ~~xxxxxxxx~~ applicant, Mr. N.D.Nerurkar.

× destroyed duplicate of Mp. 69-73

× Mp. 83-87

I have the honour to be,
Sir,
Your most obedient servant.

Haveri,

Chowk. V. C.

(M.S.) Submitted

2. The main file on the subject has been requisitioned from the Rl. Engr to Govt. to-day. It's return may be awaited.

24-1-38

26/1/38.

A Engr

24-1-38

PUBLIC WORKS DEPARTMENT
File No. 1867/36
21 JAN 1938
Serial No. 1932

21-1-38

From:-

N. D. Nerurkar, Esq.,
Licensee of the Haveri Electric Supply,
Belgaum.

To

P. V. R. Rao, Esq., I. C. S.,
S. D. M., F. C., II Dn.
Dharwar.

Sir,

With reference to your letter dated the 20 th January 1938, regarding the Haveri Electric Supply --- licensee, I have the honour to state as follows :-

I have gone through the so-called representation pp 69-73 made by the Vice-President of the Haveri ------- Municipality, which is a replica of the one made by pp 83-87 -- the President of the Haveri Congress Committee. I am sorry to note that it is in fact a mis-representation and that you have been unnecessarily troubled in the - matter.

Before replying to the allegation, I will --- like to point out, firstly that I have not applied -- for a new license but that I have applied for ------- converting the 'sanction' granted to me by Government under Sec. 28 of the Indian Electricity Act into a --- 'license' under Sec. 3 of the said Act. As the ----- notification mentions, it is simply a 'formal conversion" to meet the requirements of law. The representation that has been now made is not one contemplated by --- the said notification but is in substance an objection to my application. This is neither the time nor the - stage to entertain any objection. If there is a ----- totally fresh application for a license, then ------- objections to the grant thereof are allowable. You will

will find from the notification published in the same -- issue of the Bombay Government Gazette as regards the -- Guledgudd Electric license the words '.....or of bringing before it any objection regarding the above application.' That is an application for a new license. The absence of the above words in my notification clearly points out the nature of the representation for the formal notification.

The above legal aspect of the matter is ----- sufficient to dispose off the representation in question. However, I desire to scan their allegations and show --- that it is nothing but the work of an irresponsible man who has not studied the facts and figures but has jumped to certain conclusion on the basis of incorrect data.

Regarding para 2 (p69) of the representation, ~~the~~ -- clause 5 is simply formal and the Act requires it.

As regards para 3 (p69), the licensee is prepared to supply energy for 24 hours, <u>provided</u> there is sufficient demand for day-load. You will find from the records of the Company, that besides the Municipality there are --- hardly 60 private consumers. These 60 consumers will -- hardly be ever expected to consume day-time energy of -- 60 units during a whole month. The suggestion is under the present circumstances purely eutopian.

As regards paras 4, 5 and 6 (p69 71) the rates are ---- Government standardised ones and it is impossible to --- lower the same. The public ought to have thanked me for my venture in taking out a 'sanction' in such out-of- the way small town like Haveri and giving them the comfort of electric energy. Even at the present rates, the concern is not a paying one. You will please refer the public to the rates of the Belgaum Electric Supply Co., having --- thousands of consumers.

The statements about profits and the financial condition are, I am sorry to note, not only baseless but also reckless as well. I cannot give you here a statement of what I had invested and what nett profits I --- earned during the last 3 years or so. The very fact that part of my investment was by way of a loan with interest from the Municipality and that loan I have not been able to repay during the last three years, is sufficient to - show the finances of the concern.

You will please ask the Vice-President to refer to the Municipal record and after doing so he will be -- able to see that I was lured into coming to Haveri by the Municipality on a promise that I would be given an --- - advance of Rs. 10,000/-. After I started work, I found -- that the Municipality proved faithless to its word and -- under the circumstances, I was forced to take loan from - the Municipality <u>with interest</u>. My bills for the energy supplied are kept unpaid by the Municipality for months together <u>without interest</u>.

You will be pleased to find that the site ---- occupied by the <u>concern</u> has been taxed both by the ---- Government and the Municipality to the utmost extent. It is only due to my herculean efforts that I had been - able to secure the site from the Government.

About the allegation that the engines and ---- boilers were old at the time I purchased them, I give a standing challenge to any one to prove the same. Before making that allegation, the Vice-President ought to have seen that during the last 3 years, the supply of energy never failed even for a single moment. That is sifficient to vouch for the quality of my power house.

You will please note this explanation of mine and draw your own conclusion as regards the -- ------

the 'misrepresentations' made to you. You will also be pleased to see that it is only owing to pressure from the Government that I have been forced to take a license, at a cost of Rs. 500/- being the application fee for the --- license.

I have the honour to remain,
Sir,
Your obedient servant,

Belgaum,
9 - 2 - 1938.

N. D. Nerurkar

Copies forwarded with compliments to :-

(1) The Secretary to the Government of Bombay,
P. W. D. Bombay.

(2) President, Haveri Municipality.

(3) " . Haveri Congress Committee.

Dor disposal pl. see serial
no. 4179 post.
16.2.38

Asst refer
to up

PUBLIC WORKS DEPARTMENT
File No. 1867/36
10 FEB 1938
Serial No. 3789

10-2-38

No. M.S.C.-368.

Office of the Commissioner, S.D.

Belgaum, 14th February 1938.

Memorandum.

Subject:-- Haveri Electric License.
Reference:-- G.M.P.W.D.No.1867/36.M. of 9th ~~January~~ February 1938.

With reference to Government memorandum noted in the margin, the Commissioner S.D., has the honour to state that he is awaiting report from the Collector of Dharwar who has been expedited.

for Commissioner, S.D.

To

The Secretary to Government,
Public Works Department, Bombay.

ASM.

1867/36
4179.

M.B. P.W.D.

Submitted (together with serial no. 3789).

2. No action is at present necessary on the representation of the Manawi townspeople (pp 83-87) of Manawi and Mr. Nerurkar's letter (pp 91-97) within. The receipt of the reply of the Commr., S.D., to the G.M. (p 52) within may be awaited till the middle of the next month and he will then be expedited, if necessary.

KM
16.2.38
17

18/2/38.

Action on 15/2/38

AS

PUBLIC WORKS DEPARTMENT
File No. 1867/36
15 FEB 1938
Serial No. 4179

16/2

MB
15-2-38

16/2

Subject:- Haveri Electric Licence, 1937.

No.P.O.L.S.R.789.

Office of the District Magistrate,

Dharwar. 1st March 1938.

From

V. S. Bhide, Esquire, I.C.S.,

District Magistrate, Dharwar.

To

The Commissioner,

Southern Division, Belgaum.

Sir,

With reference to your No.M.S.C.368 dated - 7-12-1937, I have the honour to forward herewith a copy of the representation of the Haveri Municipality, - together with a copy of the resolution passed by the General Body on 18-1-1938 on the subject referred to above.

xMp.69-76

2. In my opinion the rates as laid down in clause 9(17) of the License are too high and it is necessary to scale them down more or less on the lines suggested by the Municipality.

I have the honour to be,

Sir,

Your most obedient servant,

4/3

RVK.

District Magistrate, Dharwar.

(Mss. 103-08 destroyed
duplic. of Mss. 69-76)

X (pp. 103-108 destroyed duplicate of pp. 69-76)

Below Dharwar District Magistrate's No. P.O.L.S.R. 289, dated the 1st March 1938 and accompaniments.

No. M.S.C.368.

Office of the Commissioner, S.D.

Belgaum, 14th March 1938.

Submitted to Government in the Public Works Department with reference to Government memorandum, P.W.D., No. 1867/36-M, dated the 22nd November 1937. p 54

2. The Commissioner agrees with the opinion expressed by the Collector.

3. The Municipality's request for the supply of energy throughout the 24 hours of the day may also be considered favourably. The Municipality has numbered the proposed clause in this respect as 5(c), but it ought to be merely (5) as there are no subclauses like 5(a) and 5(b) to clause 7 of the Draft License.

Commissioner, S.D.

RSB.

(M.B)

Submitted.

2. The case will be resubmitted after a decision is arrived at by the Council of Ministers reg. modification of the condition No (1) of the new conditions for the grant of elec. licences.

S.A.J
1-4-38

Await.

2/4/38.

A.S

Mr. Joshi (annual)
4/4

29/8/38

19/11/38
21

21 9/2 file.

amb 1/7/38

PUBLIC WORKS DEPARTMENT
File No. 1867/36
15 MAR 1938
Serial No. 6926

No.1932/36. M.

Public Works Department.

Bombay Castle, 30th September 1938.

From

R.H.Hammett,Esquire,M.Inst.C.E.,I.S.E.,
Deputy Secretary to the Government of Bombay,
Public Works Department.

To

N. D. Nerurkar, Esquire,
350, Thalakwadi,
Belgaum.

Subject:- Haveri Electric License.

Dear Sir~~/Sirs~~,

With reference to your application dated the 12th October 1937 (127) for the grant of the license mentioned above,I am directed to forward herewith a copy of the revised Press Note, dated the 21st September 1938, issued by Government embodying certain new conditions which they have decided to impose in the case of every electric license to be granted hereafter and to enquire whether you are prepared to accept these conditions, should Government decide to grant the license to you.

Yours faithfully,

Sd/- R. H. Hammett.

Deputy Secretary to the Government of Bombay,Public Works Department.

D.A.-Copy of the revised Press Note referred to.

B.K.R.
30-9-38.

1938
30/9/38

From :-

N. D. Nerurkar. Esquire,
190 Thalakwadi, Belgaum.
Belgaum.

To

The Deputy Secretary to the
Government of Bombay,
Public Works Department, Bombay.

Subject:- Haveri Electric License.

Dear Sir,

I refer to your letter No. 1932/36.M. dated the 30th September 1938 and take pleasure to inform you that I agree to the conditions contained in the Public Works Department Press Note, copy of which has been forwarded to me, being incorporated in the License for which I have applied and which I expect will be granted by the Government at an early date.

Belgaum,
24th Nov. 1938.

Yours faithfully,
N. D. Nerurkar

WB 24/9/38

WB 28/11

PUBLIC WORKS DEPARTMENT
File No. 1867/36
26 NOV 1938
Serial No. 27089

WB

2621-38

LP 28/11

M.B.

Submitted.

2. Mr.N.D.Nerurkar applied for a regular license for Haveri under Sec. 3 of the I.E.Act, 1910, in lieu of the sanction under Sec. 28 of the Act at present held by him.

3. The Haveri Muny. has submitted a representation in con.with the draft license. The points discussed therein pertain to the details of the license and also to reduction in rates etc. Exactly similar representation has been received from the President, Town Congress Committee, Haveri. In his letter to the Collr.of Dharwar, Mr.Nerurkar has met with the points raised in the representation. The Collr.of Dharwar states that in his opinion the rates as laid down in clause 9 of the draft license are too high and it is necy.to scale them down more or less on the lines suggested by the Muny. The Commr.,S.D., while agreeing with the Collr. remarks that the Muny's request for the supply of energy throughout the 24 hours of the day may be considered favourably.

4. Mr.Nerurkar has since intimated that he agrees to the new conditions issued by Govt. in the Press Note, dated the 21-9-1938.

5. In the circumstances, it is for consideration whether the license in question may be granted to Mr.N.D.Nerurkar. If so, the El.Engr. to Govt.may be requested to prepare the draft license, taking into consideration the objections and suggestions made by the Haveri Muny.and the

Haveri

1867/36

committee
Haveri Town Congress, in triplicate, in the
form in which it should be forwarded to
the applicant for acceptance together with
a map of the area of supply in triplicate.
As the applicant has already carried out the works
~~The officer may also be requested to~~
in the compulsory area, it is presumed that security
~~state what amount of security the appli-~~
deposit under Condition No 6) of the new Conditions
~~can may be asked to furnish as required~~
will be not be regd. The El. Engr. may be requested
~~by condition No. (5) of the new conditions.~~
to confirm this presumption.

B.K.R.
2-12-38.
313

2-12-38.

M. Nemirkar's Tender should
be exchanged for a
license of the El. Engr. &
Govt. may be asked to
take the necessary steps
to prepare it as early as
possible, after duly
considering the representation of S.D.C
of the Municipality, the Local Officers

6/12

Yes. EL. ENG. may see
a report on the
representation when submitting
draft licence. This need
not go to H.M. till El.
Engr's report is received

7/12

H.M.

H.O. to the Elec. Engr. & Govt. 8/12

-8 DEC 1938

1867/36 2524/36/4132

M.B.

Submitted together with Srl.Nos. 2836 and 3544 with reference tothe office note dated the 30-1-1939.

2. Messrs.Shroff and Coy.hold sanction under Sec. 28 of the I.E.Act, 1910, to supply electrical energy to the town of Dohad vide Govt.Notifien.No.8335/27, dated the 18-2-1936. At the instance of Govt. the Coy.have applied for a regular license under Sec. 3 of the Act, in lieu of the sanction under Sec. 28 of the Act, at present held by them.

3. The Dohad Muny.,the Collr.of Broach and Panch Mahals and the Commr.,N.D.,have no objection to the grant of the proposed license to Messrs.Shroff and Co. Besides the Dohad Muny. the Taluka Local Board, Dohad, is also concerned and the Commr. has been asked to obtain the views of that local authority also and communicate them with his remarks to Govt. as soon as possible, vide Govt.Memo.No.2524/36-M,dated the 8-11-38. The Commr's reply in the matter is awaited. The Coy.were asked whether they were prepared to accept the new conditions of the Press Note,dated the 21-9-38, should Govt. decide to grant the license to the Coy. They asked for three weeks extension for furnishing a reply. The Coy.'s request was granted and they were asked to intimate to Govt. whether they were prepared to accept the new conditions by the 5-2-1939,without fail.

4. The Coy.have now submitted their representation to the H.M.,P.W.D.in the matter.

matter. For the reasons stated in their representation the Coy. request that the new conditions may not be made applicable to them. In the circumstances reported in paras. 2 and 3 of his endt. No.L.76/3699, dated the 13-2-39, the El. Engr. to Govt. states that in the case of Dohad and other places for which sanctions under Sec. 28 have been granted before the terms of the Press Note were published and which sanctions are now to be converted into proper licenses, Govt. need not necessarily insist on the new terms being accepted.

5. The following Supply Coys. were asked to apply for a regular license under Sec. 3 of the I.E.Act, 1910, in lieu of the sanction under Sec. 28 of the Act, at present held by them viz:-

(1) The Panchgani El. Supply Co. (File 1757/36)
(2) The Yeola " " Co. (File 2282/36).
(3) The Haveri " " " (File 1867/36)
(4) The Sangamner " " " (File 2663/36)
(5) The Nipani " " " (File 1104/36
(6) The Dohad " " " (File 2524/36)
(7) The Ilkal " " " (File 9091/27)
(8) The Sinnar " " " (File 1233/36)

The Coys. Nos.(1) to (6) have applied for a regular license. The Coys. Nos.7-8 have promised to submit their applications for a license after some time. The Coys. Nos. (1) to (4) have accepted the new conditions of the Press Note dated the 21-9-38 with reluctance. The Dohad and the Nipani El. Supply Coys. have not accepted the new conditions. In view of the circumstances

stated

stated in para.4 above, it is for consideration whether the application of the new conditions may be dispensed with in the case of conversion of sanction into a license. The decision arrived at on these papers will be applied uniformly in all such cases irrespective of the fact whether certain of the Coys. have accepted the new conditions or not.

Id.U.A.P.
16-2-39.
Id.R.S.S.
21-2-39.

Submitted for orders on the suggestion of the El.Engr.to Govt. shown underlined in para.4 of the Office Note. I think personally we should insist on the acceptance of the new terms, it is the aim of Govt. to bring all such Coys.into line whether old or new and if the new conditions are reasonable and presumablynGovt.considers that such is the case, there seems no harm in enforcing them on existing Coys. when suitable opportunities arise.

Id.R.H.H.
21-2-39.

In view of the reasons put forward in El.Engr.'s letter I don't consider Govt.should insist in these few cases.

Id.C.E.A.
22-2-39.

H.M.P.W.D. S.M.Y.N.
24-2-39

S.G.A
28.2.39

2524/36/4551

M.B.

Submitted with ref. to the notes on pp. 135-138 ante.

2. In view of the Secy's note concurred in by H.M.,P.W.D., it is presumed that the application of the new conditions is to be dispensed with in the case of conversion of sanction into a license in case of all the supply Coys.mentioned in para.5 of the Office Note dated the 21-2-1939. The Panchgani, Yeola, Haveri and Sangamner El.Supply Coys.have accepted the new conditions with reluctance and the papers on the Panchgani and Haveri electric licenses have been referred to the El.Engr.to Govt. for preparing the draft licenses etc. in the forms in which they should be forwarded to the applicants for acceptance. The El.Engr.to Govt.may see these papers on the point.

x x x x x

Id.U.A.P.
1-3-39.
Id.R.S.S. Id.R.H.H. Id.C.E.A.
3-3-39. 3-3-39. 3-3-39.

B.K.R.
15-4-39.

25-24136

Below U.O.R.No.2524-36/4551, dated the 4th March 1939, from Government in the Public Works Department.

No.L.76/4097 of 1939.
Bombay, 15th March 1939.

Returned, with compliments.

2. In confirmation of my discussion with H.M., P.W.D. and in accordance with his note in the margin on page 142, Messrs. Shroff and Company may be granted a license in lieu of the present sanction, provided they submit to Government the terms of the agreement, if any, between the Managing Agents and the Electric Supply Company, in relation to the working of the proposed license, and agree to any modifications therein which Government may suggest, as also to the following clause as drafted by the Remembrancer of Legal Affairs which is to be embodied in the license, as a condition precedent to the grant of the license:-

> "14. Agreement between the Licensee and the Managing Agents. The licensee shall not enter into an agreement with Managing Agents, if any, or make any modifications to such agreement already entered into, unless with the previous consent in writing of the Government. The Government shall also have the right to examine any agreement between the licensee and the Managing Agents, if any, and to require suitable modification therein as a condition precedent to Government granting any consent as required by Section 9 (2) of the Act."

3. It is suggested that all the sanction holders mentioned in para.5 on page 136 be treated in the same manner and that they be addressed accordingly, with a request to submit to Government the terms of the Managing Agency, if any, for the acceptance of Government. Files Nos.1867/36, 1757/36 and 96/36 in this office are sent herewith for necessary action.

4. Messrs. Shroff and Company may be given provisional permission to extend their lines, as applied for, provided ~~three~~ they agree to the following conditions:-

(1) Their new works are duly passed by the Electric Inspector, Bombay Province;
(2) The new supply lines are removed, in the event of a license being not granted;
(3) The terms of Managing Agency, if any, are approved by Govt.

5. As Govt. have not as yet given their consent to the assignment of the sanction granted to Messrs. Shroff & Company, to the Dohad Electric Supply Coy. Ltd., the sanction holders should be requested not to correspond in the name of the Dohad Electric Supply Co. Ltd., until such time as the consent to the assignment is granted.

Sd. R.G. Higham,
Electrical Engineer to Govt.

1867
No. ~~8624~~/36. M.
Public Works Department.
Bombay Castle, 3rd April 1939.

From

R.H.Hammett,Esquire,M.Inst.C.E.,I.S.E.,
Deputy Secretary to the Government of Bombay,
Public Works Department.

To

N. D. Nerurkar,Esquire,
350,Thalakwadi,
Belgaum.

Haveri

Subject:- Electric License.

Dear Sir~~s~~,

With reference to your application dated the 12th October 1937 for the grant of the license mentioned above, I am directed to state that Government proposes to incorporate the following clause into your license as a condition precedent to the grant of the license and to enquire whether you are prepared to accept the clause should Government decide to grant the license to you:-

"14. Agreement between the Licensee and the Managing Agents.- The licensee shall not enter into an agreement with Managing Agents,if any,or make any modifications to such agreement already entered into, except with the previous consent in writing of the Government. Government shall also have the right to examine an agreement between the licensee and the Managing Agents,if any,and to require if necessary suitable modification therein as a condition precedent to the granting by Government of any consent as required by Section 9 (2) of the Act. "

2. I am also to request you to submit to Government the terms of the agreement ,if any,between the Managing Agents and the Electric Supply Company in relation to the working of the proposed license for the acceptance of Government.

Yours faithfully,

Deputy Secretary to the Government
of Bombay,Public Works Department.

D.A.-Nil.

Copy forwarded,with compliments,to the

Electrical Engineer to Government with reference to his

No.L.76/4097, dated the 15th March 1939.

B.K.R.
3-4-39.

ISSUED
5 APR. 1939

Thalakwadi, Belgaum.
17th April 1939.

From

N. D. Nerurkar, Esqr.,
Electrical Engineer,
Thalakwadi, Belgaum.

To

The Deputy Secretary to the Government
of Bombay.
Public Works Department, Bombay.
Bombay.

Dear Sir,

Subject:- My application for Electric License. - HAVERI.

I beg to acknowledge receipt of your letter of the 3rd inst. Ref P 127 1867/36 M and hereby agree to the inclusion of the proposed conditions in the License.

Since there is no Agency Agreement concluded with anyone in this particular case, I am unable to send you any copy thereof for your information.

Trusting you will now expedite the grant of the License for want of which so much improvement work ~~which~~ which is required to the system is suffering.

Yours faithfully,

N. D. Nerurkar

Jants 21/4

PUBLIC WORKS DEPARTMENT
File No. 1867/36
20 APR 1939
Serial No. 9746

MM. 11/4

1867/36/1946

M. B.

Submitted with ref. p 127
to G.L. No. 1867/36-M, dt. the
3-4-1939.

2. Mr N. D. Nemlekar
agrees p 129 to the inclusion of Clause
14 into his license. The papers
may now be refd. w.o. to
the El. Engr. to Govt. for neg.
action as already approved. pp 115-116

12-4-39.

Dy. Secy w.o. to Mr. Engr. to Govt. drafts
for signature

Secy

ELECTRICAL ENGINEER
TO GOVERNMENT
Inv. No. 378
25 APR 1939
File No. 416
P. W. D., BOMBAY

S. K. HOSMANI.
B. A. L L. B.
Member,
Legislative Assembly. (Central).

CAMP HAVERI.....

Date 27th. June *193* 9.

To,

The Hon 'ble, The Minister for Public Works,

Government of Bombay, P O O N A.

Sir,

I have the honour to invite your kind attention to the following public grievance regarding Electric Supply of Haveri, District Dharwar:

About the year 1934 one Mr.Neharurkar started the supply of electricty to the town of Haveri under a permit and carried on for some years when he applied for a license --- with a view to transfering the same to somebody. I am given to underatand that the concern has in fact changed hands -- though the execution of a formal transfer has been held up for want of a Pucca license. As the plant and the machinary were originally meant for a small area which has been extended subsequently to a large extent, the service is at present not up to the mark and will not be efficient unless the --- plant is greately improved or completely overhauled.

But it appears that either the transferor nor the transferee has a mind to invest more money - the former -- owing to his loss of intrest and the latter owing to want of legal title in the concern.

As under these circumstances, the consumers have to put up with an inefficient service, I have to request -- your Hon 'ble self to kindly remove this tangle, either by granting the license on condition that the transferee improves the service or to take such steps as your Hon ' ble self -- would deem fit to improve the service.

I have the honour to be,
Sir,
Your most obedient servant.

S. K. Hosmani

Member, Central Legislative Assembly.
and President, Karnatak Provincial --
Congress Committee.

Acknowledge under
1876/36 H.07-27-7-39

Issued
21/7/39

20-7-39

21/7/39

(N.B) Submitted

2 The main file in
the matter has been refd.
ms. to the El. Engr to Govt
on the 24-4-1939. This
may be refd ms. to him
in continuation for reports
as directed by H.M.

24-7-39

24/7

26 JUL 39

ms. to the Chief Engr to Govt

PUBLIC WORKS DEPARTMENT
File No. 1867/36
17. JUL. 1939
Serial No. 16941

18/7

18/7

Dy Sec
ms. to the Chief Engr
to Govt

17-7-39

Below U.O.R.No.1867/36/16941 dated the 26th July 1939, from Government in the Public Works Department.

Rev 64

No. 2510 of 1939.

Bombay, 5th October 1939.

Returned, with compliments.

2. The present permit holder, Mr.N.D.Nerurkar, as also Mr.N.Wemboo, Proprietor of Messrs.G.M.A.Diesel and Electrical Co., Bombay, has been questioned regarding the situation at Haveri. It has been ascertained from Mr.Nerurkar that his permit has not been mortgaged nor sold. Mr.N.Wemboo states that he has loaned to Mr.Nerurkar a generating set, and the understanding between himself and Mr.Nerurkar is that as soon as a license is granted, to Mr.Nerurkar, he will arrange to transfer the same on necessary payment for plant, distribution mains, etc. to Mr.Wemboo, who has promised to put the entire system into proper order and also to give more hours of supply than the present hours which are only from 6 P.M. to 12 midnight.

3. Mr.Nerurkar has made an application for a license, which is now being dealt with, and the undersigned supports the request of Mr.Hosmani that the license be granted, in order that the same may be transferred to a more satisfactory party than Mr.Nerurkar who at present holds the permit and has given Government a considerable amount of trouble since the inception of the supply.

Electrical Engineer to Govt.

P.

PUBLIC WORKS DEPARTMENT
File No. 1867/36
5 - OCT. 1939
Serial No. 23622

1867/36/23622

(M.B.) Submitted with ref. to H.M's note dated the 12-7-39 (P133).

2. Mr.N.D.Nerurkar holds at present a sanction under Sec.28 of the I.E.Act, 1910, to engage in the business of supplying electrical energy within the Muni. Dist. of Haveri. He has applied for the grant of a regular license under Sec.3 of of the Act in lieu of the sanction at present held by him. The papers on the subject have been refd.u.o.to the El.Engr. to Govt. on 24-4-39 for submitting a revised draft of the license in the form in which it should be granted to Mr.Nerurkar and their return is awaited. After the license is granted, Mr.Nerurkar may transfer it to a third party, if he so chooses, with the previous consent of Govt. No action is according called for on these papers for the present. The return of the main file with the draft of the license to be granted to Mr.Nerurkar may be awaited. In the meantime Mr.Hosmani may be informed, as per draft (P139) put up.

11-10-39.

1867/36/23622

No.1867/36.M.
P.W.D. B.C., 16th Oct.1939.

To

S.K.Hosmani,Esq.,B.A.,LL.B.,M.L.A.
(Central),
President,Karnatak Provl.Congress
Committee, Camp Haveri.

Subject:-Haveri El.Supply.

Dear Sir,

With ref.to your letter dated the 27-6-39 addressed to the Hon.Minister for Public Works, I am directed to inform you that necy.orders on Mr.Nerurkar's applicn.for the grant of the Haveri El. License will be issued as soon as possible. The question of assigning the license to a more satisfactory party will be considered after the license is granted.

Yours faithfully,

Copy forwarded,with compliments,to the El.Engr.to Govt. for information with ref.to his No.L.R.M.64/2510,dated the 5-10-39.

D.A.-Nil.

BKR.
11/10

ISSUED
17. OCT. 1939

THE HAVERI ELECTRIC LICENSE, 1940.

LICENSE GRANTED BY THE GOVERNMENT OF BOMBAY FOR THE SUPPLY OF ENERGY UNDER THE INDIAN ELECTRICITY ACT, 1910.

License. License is hereby granted to Mr. Narayan Dattaram Nerurkar, carrying on business as Electrical Contractor and having his registered office at Thalakwadi, Belgaum, to supply energy in the area with the powers and upon the terms and conditions specified below:-

1. Short Title. This license may be cited as "The Haveri Electric License, 1940."

2. Interpretation. In this license -

(1) "Act" shall mean the Indian Electricity Act, 1910;

(2) Rules" shall mean the rules made under the Act;

(3) "Licensee" shall mean and include the said Mr. Narayan Dattaram Nerurkar and his permitted assigns;

(4) "deposited map" shall mean the plan of the area of supply as hereinafter specified, which has been deposited with Government in pursuance of the rules, which plan is signed, for the purpose of identification, by the Secretary to the Government of Bombay in the Public Works Department and by the licensee;

(5) "the commencement of this license" shall mean the date of the notification by the Government of Bombay in the Bombay Government Gazette by which this license is granted;

(6) "Government" shall mean the Provincial

Government of Bombay.

(7) words and expressions not defined in this license but defined in the Act or the rules shall have the meaning assigned to them in the Act or the rules as the case may be.

3. Area of supply. The area within which the supply of energy is authorised by this license, hereinbefore and hereinafter referred to as "the area of supply" shall be the whole of the area comprised within the Municipal District of Haveri which is shown by a green coloured line on the deposited map, and is bounded as follows :-

North - by fields bearing Survey Nos. 246, 247, 272,271,270,266,265, 268,269 and 304.B.

East - by fields bearing survey Nos. 305,314,318,320,58,43,44,45 and 46.

West - by fields bearings survey Nos. 250,251,252,Waddavan Sira,156 and 105.

South - by a channel fields bearing Survey Nos. ~~Channel~~,XXX.22,24,2,56,55 and 54.

Provided that nothing in this license shall be construed to prevent the M.&.S.M. Railway from generating energy or purchasing it from any other railway or Government Department for its own industrial, domestic or other uses.

4. Area of Compulsory Supply.(a) Subject to the provisions of Sub Clause (A)' of Clause 6 below, the licensee shall maintain to the satisfaction of the Government a full and continuous supply of energy throughout the streets or parts of streets as are mentioned below and shown in red

colour on the deposited map :-

1. High School Road.

2. Bhavani Math Road.

3. Sulmatti Railway Station Road.

4. Madargeri Road.

5. Pendhri Galli.

6. Ballarwala Galli.

6A. Extension to Ballarwala Galli.

7. Hatturgeri Road.

7A. Extension to Hatturgeri Road.

7B. -Do- -Do-

8. Puradchawdi Road.

9. Katgar Galli.

10. Melim Pyati Road.

11. Akki Galli.

12. Yalakki Galli.

12A. Gross Road going Yalakki Galli and Municipal office Road.

13. Municipal Office Road.

14. Hukkeri Math Road.

15. Raddi Lane.

16. Gudsalgeri Galli.
17. Gowli Galli.
18. Chavdi Road.
19. Hosamani Road.
20. Agrahar Road.
21. Post Office Road.
22. New Iswar Temple Road.
23. Cattle Pond Road.
24. Magdurg Road.
25. Badami Yavar Galli.
26. Dodbasappa Road.
27. Chandrapatan Davar Galli.
28. Mamigar Galli.
29. Desai Tank Road.
30. Gavadar Lane.
31. Googi Katti Road.
32. Court Road.
33. Hanagal Toll Naka Road.
34. Extension Road.
A,B & C. Extension Road.
35. Part of Havanur Road joining Hanagal Road.
36. Woddar Galli.
37. Galli joining Hukkeri Math Road and Tolwar Lane.

~~33. Hangal Toll-naka Road.~~

~~34. Extension Road.~~

Provided that as from the commencement of this license all contracts and agreements entered into under the sanction granted in Govt. P.W.D. Notification No.6451/27 dated 5.11.1934 shall be deemed to have been established and entered into under the provisions of this license.

(b) In the case of any difference between the description of the streets mentioned in sub-clause (a) of this clause and that indicated on the deposited map, the latter shall prevail.

5. Revocation of License. If the licensee fails to comply with the provisions of sub-clause (a) of clause 4, the license shall be liable to be revoked.

6. Purposes and Limitation of Supply.

(A) Subject to the provisions of this license and the Act and the rules, the licensee shall be entitled during the continuance of this license to supply energy within the area of supply for all purposes and in bulk and to other licensees for their own purposes:

(B) The licensee shall within three months from the commencement of this license submit for the sanction of Government the following :-

(a) The form of requisition to be made by ~~the~~ an owner or occupier of premises or a distributing licensee for the supply of energy.

(b) The form of written contract or agreement to be executed by such owner or occupier or distributing licensee in favour of the licensee for taking a supply of energy; and

(c) The rates of all miscellaneous charges which the licensee proposes to levy from such owner, occupier or distributing licensee as incidental to or in connection with such supply.

(C) Clauses V, VI, VII, IX, X and XI of the Schedule to the Act shall, wherever necessary, be read as expressly added to or varied to the extent set out in sub clause (B) of this clause.

(D) The licensee shall not supply energy to any premises unless the owner or occupier of such premises has satisfied the licensee that all work including repairs relating to electric wires, fittings and apparatus, on such premises, has been carried out by a licensed electrical contractor and under the supervision of a Competency Certificate holder under the rules or orders issued by Government in this behalf, or by such other person as may be authorised to carry out such works under rule 48 of the rules and clause VI of the Schedule to the Act shall be deemed to be modified accordingly.

7. <u>System of Supply.</u> (A) The system of supply of energy which may be adopted for the purpose of this license shall be the following:-

1.- Direct Current.

For general purposes, viz. lights, fans,

heaters and refrigerators:-

(a) a continuous current low pressure supply at a consumer's terminals at a pressure of 220/230 volts between one of the outers and the middle conductor of a three-wire system, the middle conductor being connected to earth at the generating station, but insulated at all other parts; or

(b) a continuous current low pressure supply at a pressure of 220/230 volts between the conductors of a two-wire system.

For power purposes -

(a) a continuous current medium pressure supply at a pressure of 440/460 volts between the outers of the three-wire system;or

(b) a continuous current low pressure supply at 220/230 volts between the conductors of a two-wire system.

II.- Alternating Current.

Single or three-phase, three or four wire, periodicity fifty cycles per second. The pressure of supply at the consumer's terminals shall be as under :-

(a) 230 volts between each phase and neutral for general purposes, viz. lights, fans, heaters and refrigerators;

(b) 400 volts between phases for motive power purposes and purposes other than those specified in (a) above; and

(c) any pressure upto 6,600 volts for feeders and for supply to any large consumers for power purposes:

Provided always (i) that the licensee may from time to time with the previous consent in writing of and subject to such

such limitations and conditions as may be prescribed in writing by Government adopt any other system of supply for the purpose of this license and (ii) that no high tension mains shall be brought within or near the populated areas without the specific sanction of Government in each case.

(B) The feeders, distributing mains and service lines may be laid overhead or under ground but wherever and whenever specifically required to do so in writing by Government, such feeders, distributing mains or service lines shall be laid underground:

Provided that -

(a) no work or works shall be commenced by the licensee unless and until the method of construction has been previously approved in writing by the Electrical Engineer to Government;

(b) where overhead mains are used, they shall nowhere be at a height of less than thirty feet from the ground level of the streets at all crossings in all the routes where "raths" or "taboots" or other similar religious processions are likely to pass. In cases of dispute such routes and heights shall be determined by the District Magistrate;

(c) in narrow lanes or streets the poles for overhead mains shall be placed on the extreme edge of the lane or street and a special construction to be approved by the Electrical Engineer to Government shall be adopted to keep the wires clear of every building;

(d) no poles for overhead lines shall be erected in streets or thoroughfares which are less than ten feet in width for vehicular traffic; and

(e) nothing in this license shall - authorise the licensee to use overhead mains at a pressure higher than the medium pressure without the written sanction of Government in each case and subject to any conditions or limitations which Government may prescribe in that behalf.

(C) Due precautions shall be taken to avoid any possible interference with the adjacent telephone or telegraph circuits due to inductive effects. The electric wires shall be suitably transposed where necessary.

(D) For the purpose of rule 68 (2) of the rules, the maximum wind pressure shall be taken as fifteen pounds per square foot.

8. Generating, Receiving, Transforming & Distributing Stations. (a) The Generating, Receiving, Transforming and Distributing Stations shall be within the area of supply

(b) The licensee shall employ a resident Electrical Engineer in technical charge of the undertaking and the appointment of such an Engineer shall have the previous approval of the Electrical Engineer to Government, P.W.D., Bombay.

9. Purchase of Energy in Bulk Supply. (1) Should a continuous supply of energy of a nature and on amount and at a point suitable to the purpose of the license be offered by any person or Government willing to

to enter into an agreement with the licensee to supply energy to him for a period of not less than seven years at such a charge that any of the limits of prices to be charged by the licensee, could, in the opinion of Government, be reduced below the limits fixed by the license, as it stands or as it may be subsequently amended, the licensee shall from such date as Government may fix enter into such agreement with such person or Government.

The decision of Government on the operation of this condition shall be final.

(2) Clause XI of the Schedule to the Act shall for the purpose of incorporation in the license be added to as follows:-

"Provided further that where an order, in pursuance of sub-clause (1) of this clause, has been made, the maximum charges fixed by the license, or as it may be subsequently amended, shall be reduced by an amendment of the license to such extent as Government may fix."

9. Rates - Limits of Prices to be charged:- The rates to be charged by the licensee for energy supplied by him shall not exceed the maxima set out below, or in the case of a method of charge approved by Government under clause (c) of sub-section (3) of section 23 of the Act such maxima as Government may fix on approving the - method, namely :-

(A) Where energy is supplied by meter-

(1) For general supply purposes, viz.

(a) for lights and fans - A rate of annas Six per unit;

(b) for heating and refrigerating purposes - A rate of annas two per unit.

(2) For motive power purposes and purposes other than those mentioned in items (1) (a) and (b) above and (3) below:-

Upto and including 3 K.W.- A standing charge of Rs.3/- per K.W.connected per mensem plus annas 2 per unit.

Over 3 K.W. - A standing charge of Rs.2/ per mensem for every additional K.W. connected plus anna one and pies six per unit.

Note.- The term "Unit" occurring in this sub-clause shall mean the energy contained -in a current of 1,000 amperes flowing under an electromotive force of one volt during one hour.

(3) For motive power purposes of agriculture and small industries.- A standing charge of Rupee one per K.W. connected per month plus anna one per unit provided the annual consumption of energy amounts to 5000 units, the actual cost of service required for delivery of energy being borne by the consumer, Should energy - amounting to 5000 units be not consumed during the year rates stated in sub-clause (A) (2) shall apply.

(4) A minimum charge of Rupee one per mensem in the cases referred to in item (a) of sub-clause (A) (1) of this clause shall be charged exclusive of meter rent and irrespective of whether energy of that value has been consumed or not.

(5) Meter Rent - The rent to be charged for meters shall not exceed:-

Annas Six per month for a D.C. meter of 220/230 volts.

Annas Twelve per month for a D.C. meter of 440/460 volts.

Annas Four per month for a single phase A.C.Meter.

Annas Eight per monthfor a poly-phase A.C.meter.

(B) Where energy is not supplied by - meter, a fixed rate of Rupee one and annas eight per mensem shall be charged for a twenty watt light and rupee one for every additional twenty watts or part thereof burning for not more than six hours per night.

(C)In the case of large consumers, contracts may be made for fixed periods at such rates not exceeding the rates specified in sub-clause (A) of this clause as may be agreed upon.

(D) Without prejudice to anything contained in the above sub-clauses, the licensee may at any time enter into a special contract with the Municipality of Haveri for the supply of energy to the said Municipality for public lighting upon such terms and conditions and at such rates not exceeding the maxima charges specified above, as may for the time being be mutually agreed upon.

1D. Agreement between the Licensee and the Managing Agents.- The licensee shall not enter into an agreement with Managing Agents, if any, or make any modifications to such agreement already entered into,un-

unless with the previous consent in writing of the Government. The Government shall also have the right to examine any agreement between the licensee and the Managing Agents, if any, and to require suitable modification therein as a condition precedent to Government granting any consent as required by section 9 (2) of the Act.

11. Breaking up of Streets.- The length of trenches to be opened on any street at any one time, and the period for which they may remain open, shall be determined from time to time by Government or the local authority by which such streets are repairable.

12. Breaking up of Railways.- In pursuance of the provisions of sub-section (5) of section 12 of the Act, the licensee is hereby specially authorised within the area of supply to break up the soil and pavement of the portions of the M.&.S.M. Railway, so far only as concerns,level-crossings and the portions of the said Railway running along the highway. Any difference or dispute arising between the licensee and the said Railway by reason of the exercise by the licensee of the powers conferred on him by this clause shall, subject to the provisions of section 13 and 16, be determined by Government whose decision shall be final.

13. Purchase of the Undertaking.-
(A) The option of purchase given by sub-section (1) of section 7 of the Act shall be exercisable first on the expiration of

of thirty years from the commencement of this license and thereafter on the expiration of every subsequent period of ten years therefrom. The percentage of the value of the lands, buildings, works, materials and plant of the licensee referred to in sub-section (1) of section 7 of the Act which shall be added to such value under the second proviso to that sub-section on account of compulsory purchase shall be ten per centum.

(B) In accordance with clause (d) (ii) of sub-section (2) of section 3 of the Act, it is hereby declared that the generating station belonging to the licensee and used in connection with the undertaking or where energy is purchased from any other person or company, the receiving and distributing sub-stations used in connection with the undertaking, shall form part of the undertaking for the purpose of purchase under section 5 or section 7 of the Act.

14. Assignment of the License.- At any time after the commencement of this license the licensee may, with the previous consent in writing of Government, and subject to compliance with such conditions upon which such consent may be given, assign this license and transfer the whole of the undertaking in respect of which this license is granted (including all lands, buildings, works, materials and plant of the licensee) to any individual or company formed or to be formed and registered in the Province of Bombay in accordance with the law for the time being

in force in British India, or, in Great Britain under any enactment relating to companies for the time being in force there and having authority to take over the license and the said undertaking as the case may be and to exercise the powers and perform the obligations given to or imposed upon the licensee under this license, the Act and the rules, and on such assignment and transfer, the rights, powers, authorities, obligations and liabilities of the licensee shall be exercisable by and shall attach to such individual or company formed or to be formed as aforesaid.

15. Exemption from Security.- In pursuance of clause (f) of Sub-section (2) of section 3 of the Act it is hereby expressly declared that clause I of the schedule to the Act shall be exempted from incorporation in this license.

N.D. Nerurkar

19/11/29

16. Submission of Annual Accounts. - The licensee shall submit annually before the 1st October, the accounts of the undertaking made up to the 31st March of the same year in the forms set forth in Annexure V to the Indian Electricity Rules 1937 together with a statement showing the technical and financial data in the form prescribed by Government.

Electrical Engineer to Government.
P. W. D., Bombay.

Below U.O.R. No.1867/36/9746 dated the 24th April 1939, from Government in the Public Works Department.

No. LRM 64/ 4032 of 1940.

Bombay, 14th February 1940.

Returned, with compliments.

2. The revised draft of the license and the deposited map both in duplicate submitted by Mr.Nerurkar are enclosed. An additional clause No.16 regarding the submission of accounts has been included in the revised draft by this office. Both the documents are in order.

3. As required by the Municipality, provision has been made in clause 4 of the draft of the license for a continuous supply of energy for twenty four hours. The Municipality's suggestion regarding the all round reduction in the rates of supply is not feasible. The minimum charge, the charges for flat rate consumers, and the rent for meters, have been reduced and provided in the draft of the license. The rates are in accordance with those offered to and accepted by applicants for new licenses.

4. As reported in this office No.LRM.64/2510 dated the 5th October 1939, license may be granted to Mr.Nerurkar at an early date, so that he will assign it to a more satisfactory party, Mr.Wemboo, who has promised to put the entire system into proper condition.

Electrical Engineer to Govt.

DFP.

PUBLIC WORKS DEPARTMENT
File No. 1867/36
14. FEB. 1940
Serial No. 3880

DRAFT NOTIFICATION.

P. W. D.

Bombay Castle, Feb.1940

under subsection (1) of Section 28 of the Indian Electricity Act, 1910 (IX of 1910).

No. 1867/36. It is hereby notified for general information that the sanction granted to Mr.Narayan Dattaram Nerurkar by Govt.Notification,P.W.D.,No. 6451/27, dated the 5-11-1934 to engage in the business of supplying [Electrical] energy [under Sec.28 of the I.E.Act,1910 (IX of 1910)] in the area comprised within the limits of the Municipal Dist.of Haveri has been revoked by th Govt.of Bombay with effect from the April 1940 being the date from which the Haveri Electric License, 1940, granted to the said Mr.Narayan Dattaram Nerurkar comes into operation.

By order of the Govr.of Bombay,

BKR.
21/2

21-2-40.

(M.B.) Submitted

2. The revised draft of the license submitted by the El.Engr. to Govt. seems to be in order. The R.L.A. may be requested to scrutinise it after which it will be forwarded to Mr. Nerurkar for acceptance.

3. Simultaneously with the grant of the license, it will be necy. to revoke the existing sanction granted under Sec. 28 of the I.E.Act in G.N.No.6451/27, dated the 5-11-1934. A draft of Notifcn. to be issued in this connection is put up. The R.L.A. may be requested to state whether it is in order.

U.O. to R.L.A. dt 23/2/40

THE SECRETARY TO GOVERNMENT
LEGAL DEPARTMENT
Sub No. 1808
Branch B 23-2-40

Office of the R.L.A.

The draft notification at page 171 as slightly amended is in order.

2. The draft licence at pages 177-203 post is in order subject to the following remarks :-

(a) Proviso to sub-clause (a) of clause 4 of the draft licence appears to have been inserted to cover agreements entered into by the licensee with the consumers in pursuance of the sanction given under Government Notification, Public Works Department No. 6451/27, dated 5th November 1934 and it appears to be intended that such agreements should be subject to the maxima and minima rates prescribed by the proposed licence. If so, the said proviso should more appropriately be inserted as clause 9A after clause 9 of the licence. The new clause 9A may be worded as follows :-

"Notwithstanding anything contained in any contract or agreement entered into by the licensee with individual consumers in pursuance of the sanction granted by Government Notification, Public Works Department No. 6451/27, dated 5th November 1934 and subsisting on the date of the commencement of this licence, the rates to be charged by the licensee to such consumers for energy supplied after the commencement of this licence, shall not exceed the maxima rates leviable under clause 9 of this licence."

(b) It is presumed that the usual provision regarding purchase of energy in bulk supply is purposely omitted.

J.R. Dhurandhar

Remembrancer of Legal Affairs.

U.R. to P.W.D., No. 2698 , dated the 14th March 1940.

LDR.

P.P. 177 – 201
destroyed during
duplicate copies
of P.P. 141 – 167.

MWB 15/3

PUBLIC WORKS DEPARTMENT
File No: 1867/36
14. MAR. 1940
Serial No. 6194

MWB 14/3

14-3-40

(M.B) Submitted

2. Please see the R.L.A's remarks at the 14-3-1940 on p 175 ante. The El. Engr. to Govt. may be requested to state whether the new clause 9A suggested by the R.L.A is in order & may be included in the draft licence.

16/3

3 The presumption made by the R.L.A in para 2 (b) of his remarks is correct. It has been decided to dispense with the application of the new conditions in the case of conversions of sanctions into licences, with the exception of the condition regarding agreement between the licensee & the Managing Agents.

ELECTRICAL ENGINEER TO GOVERNMENT
Inwd. No. 6053
18 MAR 1940
File No. LRem64
P. W. D., BOMBAY

16-3-40

16/3

U.O. to El. Engr. to Govt. & 16/3/40

Below U.O.R. No.1867/36 dated the 16th March 1940, from Government in the Public Works Department.

No. 2Rm 64 / 522 of 1940.

Bombay, 18th March 1940.

Returned, with compliments.

2. The new clause 9A suggested by the Remembrancer of Legal Affairs is in order and may be included in the draft license. As regards the clause in respect of purchase of energy in bulk supply, Government have decided that the same is not applicable in the case of conversion of sanctions into licenses and has, therefore, been deleted by this office.

Electrical Engineer to Govt.

DFP.

(M-B) Submitted with the necessary
p 209
Draft for approval.

20-3-40.

PUBLIC WORKS DEPARTMENT
File No. 1867/36
18. MAR. 1940
Serial No. 6495

MO
18-3-40

1867/36/6495

No.1867/36. M.
P.W.D.,B.C., ~~March~~ 1st April 1940.

To

N.D.Nerurkar,Esq.,
Electrical Contractor,
Thalakwadi,Belgaum.

Subject:-Haveri El.License.

Dear Sir,

With reference to the corres. ending with your letter dated the 17-4-39 p124 I am directed to forward herewith a revised draft Pp177-203 of the license mentioned above and to request that if you are willing to accept it in the form proposed it may be returned with an intimation to that effect endorsed at the end thereof in the space p203 provided for the purpose.

2. Simultaneously with the grant of the license, it is proposed to revoke the sanction under Sec.28 of the I.E.Act, 1910, granted to you in G.N.No.6451/27 dated the 5-11-1934. A draft p171 of the notification to be issued in the matter is also enclosed herewith for your approval.

Yours faithfully,

20-3-40

20/3

D.A.-(1)Draft license. Pp177-203
(2)Draft Notifn.- p171

refd.to.

BKR
20/3

ISSUED
with accepts 1/& 2/
-4 APR. 1940

A 3. 26.3.40

Rd on 27/3

19-5-40

(Pp. 211-222 are accounts to D 2)

DRAFT NOTIFICATION.

Public Works Department.

Bombay Castle, 1940.

No.1867/36. It is hereby notified for general information that the sanction granted under sub-section (1) of Section 28 of the Indian Electricity Act, 1910 (IX of 1910) to Mr. Narayan Dattaram Nerurkar by Government Notification, Public Works Department, No.6451/27, dated the 5th November 1934, to engage in the business of supplying energy in the area comprised within the limits of the Municipal District of Haveri has been revoked by the Government of Bombay with effect from the being the date from which the Haveri Electric License, 1940, granted to the said Mr. Narayan Dattaram Nerurkar comes into operation.

By order of the Governor of Bombay,

C. E. AITKEN,

Secretary to the Government of Bombay,
Public Works Department.

11/4/40

THE HAVERI ELECTRIC LICENSE, 1940.

.....

LICENSE GRANTED BY THE GOVERNMENT OF BOMBAY FOR THE SUPPLY OF ENERGY UNDER THE INDIAN ELECTRICITY ACT, 1910.

License.- License is hereby granted to Mr. Narayan Dattaram Nerurkar, carrying on business as Electrical Contractor and having his registered office at Thalakwadi, Belgaum, to supply energy in the area with the powers and upon the terms and conditions specified below:-

1. Short Title.- This license may be cited as "The Haveri Electric License, 1940.

2. Interpretation.- In this license -

(1) "Act" shall mean the Indian Electricity Act, 1910;

(2) "Rules" shall mean the rules made under the Act;

(3) "Licensee" shall mean and include the said Mr. Narayan Dattaram Nerurkar and his permitted assigns;

(4) "Deposited map" shall mean the plan of the area of supply as hereinafter specified, which has been deposited with Government in pursuance of the rules, which plan is signed, for the purpose of identification, by the Secretary to the Government of Bombay in the Public Works Department and by the licensee;

(5) "The commencement of this license" shall mean the date of the notification by the Government of Bombay in the Bombay Government Gazette by which this license is granted;

(6) "Government" shall mean the Provincial Government of Bombay;

(7) Words and expressions not defined in this license but defined in the Act or the rules shall have the meaning assigned to them in the Act or the rules as the case may be.

3. Area of supply.- The area within which the supply of energy is authorised by this license, hereinbefore and hereinafter referred to as "the area of supply" shall be the whole of the area comprised within the Municipal District of Haveri which is shown by a green coloured line on the deposited map, and is bounded as follows:-

North - by fields bearing Survey Nos.246,247,272,271, 270,266,265,268,269 and 304.B.

East

East - by fields bearing survey Nos.305,314,318,320, 8,43,44,45, and 46.

West - by fields bearing survey Nos.250,251,252, Waddavan Sira, 156 and 105.

South - by a channel and fields bearing survey Nos.22, 24,2,56,55 and 54.

Provided that nothing in this license shall be construed to prevent the Madras and Southern Mahratta Railway from generating energy or purchasing it from any other railway or Government Department for its own industrial, domestic or other uses.

4. Area of Compulsory Supply.- (a) Subject to the provisions of Sub-Clause (A) of Clause 6 below, the licensee shall maintain to the satisfaction of the Government a full and continuous supply of energy throughout the streets or parts of streets as are mentioned below and shown in red colour on the deposited map:-

1. High School Road.
2. Bhavani Math Road.
3. Sulmatti Railway Station Road.
4. Madargeri Road.
5. Pendhri Galli.
6. Ballarwala Galli.
6A. Extension to Ballarwala Galli.
7. Hatturgeri Road.
7A. Extension to Hatturgeri Road.
7B. -do- -do-
8. Puradchawdi Road.
9. Katgar Galli.
10. Melim Pyati Road.
11. Akki Galli.
12. Yalakki Galli.
12A. Cross Road going Yalakki Galli and Municipal office Road.
13. Municipal Office Road.
14. Hukkeri Math Road.
15. Raddi Lane.
16. Gudsalgeri Galli.
17. Gowli Galli.
18. Chavdi Road.
19. Hosamani Road.
20. Agrahar Road.
21. Post Office Road.
22. New Iswar Temple Road.
23. Cattle Pond Road.
24. Magdurg Road.
25. Badami Yavar Galli.
26. Dodbasappa Road.
27. Chandrapatan Davar Galli.
28. Mamigar Galli.
29. Desai Tank Road.
30. Gavadar Lane.
31. Googi Katti Road.
32. Court Road.
33. Hanagal Toll Naka Road.
34. Extension Road.
A, B & C. Extension Road.
35. Part of Havanur Road joining Hanagal Road.
36. Woddar Galli.
37. Galli joining Hukkeri Math Road and Tolwar Lane.

(b) In the case of any difference between the description of the streets mentioned in sub-clause (a) of this clause and that indicated on the deposited map, the latter shall prevail.

5. Revocation of License.- If the licensee fails to comply with the provisions of sub-clause (a) of clause 4, the license shall be liable to be revoked.

6. Purposes and Limitation of Supply.- (A) Subject to the provisions of this license, the Act and the rules, the licensee shall be entitled during the continuance of this license to supply energy within the area of supply for all purposes, and in bulk and to other licensees for their own purposes.

(B) The licensee shall within three months from the commencement of this license submit for the sanction of Government the following:-

(a) The form of requisition to be made by an owner or occupier of premises or a distributing licensee for the supply of energy.

(b) The form of written contract or agreement to be executed by such owner or occupier or distributing licensee in favour of the licensee for taking a supply of energy; and

(c) The rates of all miscellaneous charges which the licensee proposes to levy from such owner, occupier or distributing licensee as incidental to or in connection with such supply.

(C) Clauses V, VI, VII, IX, X and XI of the Schedule to the Act shall, wherever necessary, be read as expressly added to or varied to the extent set out in sub-clause (B) of this clause.

(D) The licensee shall not supply energy to any premises unless the owner or occupier of such premises has satisfied the licensee that all work including repairs relating to electric wires, fittings and apparatus, on such premises, has been carried out by a licensed electrical contractor and under the supervision of a Competency Certificate Holder under the rules or orders issued by Government in this behalf, or by such other person as may be authorised to carry out such works under rule 48 of the rules and clause VI of the Schedule to the Act shall be deemed to be modified accordingly.

7. System of Supply.- (A) The system of supply of energy which may be adopted for the purpose of this license shall be

the

the following:-

I - Direct Current.

For general purposes, viz. lights, fans, heaters and refrigerators:-

(a) a continuous current low pressure supply at a consumer's terminals at a pressure of 220/230 volts between one of the outers and the middle conductor of a three-wire system, the middle conductor being connected to earth at the generating station, but insulated at all other parts; or

(b) a continuous current low pressure supply at a pressure of 220/230 volts between the conductors of a two-wire system.

For power purposes -

(a) a continuous current medium pressure supply at a pressure of 440/460 volts between the outers of the three-wire system; or

(b) a continuous current low pressure supply at 220/230 volts between the conductors of a two-wire system.

II - Alternating Current.

Single or three-phase, three or four wire, periodicity fifty cycles per second. The pressure of supply at the consumer's terminals shall be as under:-

(a) 230 volts between each phase and neutral for general purposes, viz. lights, fans, heaters and refrigerators;

(b) 400 volts between phases for motive power purposes and purposes other than those specified in (a) above; and

(c) any pressure upto 6,600 volts for feeders and for supply to any large consumers for power purposes:

Provided always (i) that the licensee may from time to time with the previous consent in writing of and subject to such limitations and conditions as may be prescribed in writing by Government adopt any other system of supply for the purpose of this license and (ii) that no high tension mains shall be brought within or near the populated areas without the specific sanction of Government in each case.

(B) The feeders, distributing mains and service lines may be laid overhead or under ground but wherever and whenever specifically required to do so in writing by Government, such feeders, distributing mains or service lines shall be laid underground:

Provided

Provided that -

(a) no work or works shall be commenced by the licensee unless and until the method of construction has been previously approved in writing by the Electrical Engineer to Government;

(b) where overhead mains are used, they shall nowhere be at a height of less than thirty feet from the ground level of the streets at all crossings in all the routes where "raths" or "taboots" or other similar religious processions are likely to pass. In cases of dispute such routes and heights shall be determined by the District Magistrate;

(c) in narrow lanes or streets the poles for overhead mains shall be placed on the extreme edge of the lane or street and a special construction to be approved by the Electrical Engineer to Government shall be adopted to keep the wires clear of every building;

(d) no poles for overhead lines shall be erected in streets or thoroughfares which are less than ten feet in width for vehicular traffic; and

(e) nothing in this license shall authorise the licensee to use overhead mains at a pressure higher than the medium pressure without the written sanction of Government in each case and subject to any conditions or limitations which Government may prescribe in that behalf.

(C) Due precautions shall be taken to avoid any possible interference with the adjacent telephone or telegraph circuits due to inductive effects. The electric wires shall be suitably transposed where necessary.

(D) For the purpose of rule 68(2) of the rules, the maximum wind pressure shall be taken as fifteen pounds per square foot.

8. Generating, Receiving, Transforming and Distributing Stations.- (a) The Generating, Receiving, Transforming and Distributing Stations shall be within the area of supply.

(b) The licensee shall employ a resident Electrical Engineer in technical charge of the undertaking and the appointment of such an Engineer shall have the previous approval of the Electrical Engineer to Government, Public Works Department, Bombay.

9. Rates - Limits of Prices to be charged.- The rates to be charged by the licensee for energy supplied by him shall not exceed the maxima set out below, or in the case of a method of charge approved by Government under clause (c) of sub-section (3) of section 23 of the Act such maxima as Government may fix on approving the method, namely:-

(A) Where energy is supplied by meter -

(1) For general supply purposes, viz. -

(a) for lights and fans - A rate of annas Six per unit;

(b) for heating and refrigerating purposes - A rate of annas two per unit.

(2) For motive power purposes and purposes other than those mentioned in items (1) (a) and (b) above and (3) below:-

Upto and including 3 K.W. - A standing charge of Rs.3/- per K.W. connected per mensem plus annas 2 per unit.

Over 3 K.W. - A standing charge of Rs.2/- per mensem for every additional K.W. connected plus anna one and pies six per unit.

(3) For motive power for purposes of agriculture and small industries.- A standing charge of Rupee one per K.W. connected per month plus anna one per unit provided the annual consumption of energy amounts to 5000 units, the actual cost of service required for delivery of energy being borne by the consumer. Should energy amounting to 5000 units be not consumed during the year, the rates stated in sub-clause (A) (2) shall apply.

Note.- The term "Unit" occurring in this sub-clause shall mean the energy contained in a current of 1,000 amperes flowing under an electromotive force of one volt during one hour.

(4) A minimum charge of Rupee one per mensem in the cases referred to in item (a) of sub-clause (A)(1) of this clause shall be charged exclusive of meter rent and irrespective of whether energy of that value has been consumed or not.

(5) Meter Rent.- The rent to be charged for meters shall not exceed -

Annas Six per month for a D.C. meter of 220/230 volts.

Annas Twelve per month for a D.C. meter of 440/460 volts.

Annas

Annas Four per month for a single phase A.C. Meter.

Annas Eight per month for a polyphase A.C. Meter.

(B) Where energy is not supplied by meter, a fixed rate of Rupee one and annas eight per mensem shall be charged for a twenty watt light and rupee one for every additional twenty watts or part thereof burning for not more than six hours per night.

(C) In the case of large consumers, contracts may be made for fixed periods at such rates not exceeding the rates specified in sub-clause (A) of this clause as may be agreed upon.

(D) Without prejudice to anything contained in the above sub-clauses, the licensee may at any time enter into a special contract with the Municipality of Haveri for the supply of energy to the said Municipality for public lighting upon such terms and conditions and at such rates not exceeding the maxima charges specified above, as may for the time being be mutually agreed upon.

9A.- Notwithstanding anything contained in any contract or agreement entered into by the licensee with individual consumers in pursuance of the sanction granted by Government Notification, Public Works Department, No.6451/27, dated the 5th November 1934 and subsisting on the date of the commencement of this license, the rates to be charged by the licensee to such consumers for energy supplied after the commencement of this license, shall not exceed the maxima rates leviable under clause 9 of this license.

10.- Agreement between the Licensee and the Managing Agents.- The licensee shall not enter into an agreement with Managing Agents, if any, or make any modifications to such agreement already entered into, unless with the previous consent in writing of the Government. The Government shall also have the right to examine any agreement between the licensee and the Managing Agents, if any, and to require suitable modification therein as a condition precedent to Government granting any consent as required by section 9(2) of the Act.

11. Breaking up of Streets.- The length of trenches to be opened on any street at any one time, and the period for which they

they may remain open, shall be determined from time to time by Government or the local authority by which such streets are repairable.

12. Breaking up of Railways.- In pursuance of the provisions of sub-section (5) of section 12 of the Act, the licensee is hereby specially authorised within the area of supply to break up the soil and pavement of the portions of the Madras and Southern Mahratta Railway, so far only as concerns, level-crossings and the portions of the said Railway running along the highway. Any difference or dispute arising between the licensee and the said Railway by reason of the exercise by the licensee of the powers conferred on him by this clause shall, subject to the provisions of section 13 and 16, be determined by Government whose decision shall be final.

13. Purchase of the Undertaking.-

(A) The option of purchase given by sub-section (1) of section 7 of the Act shall be exercisable first on the expiration of thirty years from the commencement of this license and thereafter on the expiration of every subsequent period of ten years therefrom. The percentage of the value of the lands, buildings, works, materials and plant of the licensee referred to in sub-section (1) of section 7 of the Act which shall be added to such value under the second proviso to that sub-section on account of compulsory purchase shall be ten per centum.

(B) In accordance with clause (d)(ii) of sub-section (2) of section 3 of the Act, it is hereby declared that the generating station belonging to the licensee and used in connection with the undertaking or where energy is purchased from any other person or company, the receiving and distributing sub-stations used in connection with the undertaking, shall form part of the undertaking for the purpose of purchase under section 5 or section 7 of the Act.

14. Assignment of the License.- At any time after the commencement of this license the licensee may, with the previous consent in writing of Government, and subject to compliance with such conditions upon which such consent may be given, assign this license and transfer the whole of the undertaking in respect of

which

which this license is granted (including all lands, buildings, works, materials and plant of the licensee) to any individual or ~~xxxxx~~ company formed or to be formed and registered in the Province of Bombay in accordance with the law for the time being in force in British India, or, in Great Britain under any enactment relating to companies for the time being in force there and having authority to take over the license and the said undertaking as the case may be and to exercise the powers and perform the obligations given to or imposed upon the licensee under this license, the Act and the rules, and on such assignment and transfer, the rights, powers, authorities, obligations and liabilities of the licensee shall be exercisable by and shall attach to such individual or company formed or to be formed as aforesaid.

15. Exemption from Security.- In pursuance of clause (f) of sub-section (2) of section 3 of the Act it is hereby expressly declared that clause I of the schedule to the Act shall be exempted from incorporation in this license.

16. Submission of Annual Accounts.- The licensee shall submit annually to Government before the 1st October, the accounts of the undertaking made up to the 31st March of the same year in the forms set forth in Annexure V to the Indian Electricity Rules, 1937, together with a statement showing the technical and financial data in the form prescribed by Government.

Dated this thirteenth day of April, One thousand nine hundred & forty

Accepted.

N. D. Nerurkar

Signature of the applicant.

Date 11th April 1940

By order of the Governor of Bombay

C. E. Aitken.

Secretary to the Government of Bombay

Public Works Department

ALL/28-1ii.

B

(pp. 223-24 destroyed)
D2

1867/36

Note on D2 with accompts

(M.B.) Submitted with ref. to G.L.No. 1867/36-M, dated the 1-4-40. p209

2. Mr.Nerurkar has accepted the revised draft of the license. He has also no objection to the proposal to revoke the sanction granted to him under Sec.28 of the Act with effect from the date of the license. The necy. drafts are accordingly put up for approval. The El.Engr. to Govt. may see u.o. before submission to Secy. p223 pp 213-221

23-4-40

23/4

1867
~~2137~~/36

(To be published in Pt.IV-A of the B.G.G)

No. 1867/36. I.

P.W.D.,B.C., 30th April 1940.

NOTIFICATION.

I.E.Act,IX of 1910.

In exercise of the powers conferred by section 3 (1) of the I.E.Act, IX of 1910, the Govt.of Bombay is pleased to sanction the following license under the aforesaid Act being granted to Mr.Narayan Dattaram Nerurkar for the supply of electrical energy in the areas and with the powers and upon the terms and conditions specified below:-

ISSUED with draft license
30. APR. 1940

(Enter license pp. 213-221 ante).

By order of the Govr.of Bombay,

1867/36

(To be published in Pt.IV-A of the B.G.G.)

P. W. D.

Bombay Castle, 30th April 1940.

NOTIFICATION.

I-E Act, 1910.

No. 1867/36-II. It is hereby notified for general information that the sanction granted under sub-section (1) of section 28 of the I.E.Act, 1910 (IX of 1910), to Mr.Narayan Dattaram Nerurkar by G.N.,P.W.D.,No.6451/27,dated the 5-11-1934 to engage in the business of supplying energy in the area comprised within the limits of the Municipal Dist.of Haveri has been revoked by the Govt.of Bombay with effect from the 30th April 1940, being the date from which the Haveri Electric License,1940,granted to the said Mr.Narayan Dattaram Nerurkar comes into operation.

By order of the Govr.of Bombay,

ISSUED
30 APR. 1940

23-4-40

22/4

1867/36

No. 1867/36. M.

P.W D.,B.C., 9th ~~April~~ May 1940.

From

The Secy.to the Govt.of Bombay,
P. W. Deptt.

To

(1) The Secy.to the Govt.of Madras,
P.W.D.

(2) The Secy.to the Govt.of Sind,
P.W.D.

Subject:-The Haveri El.License,1940.

Sir,

I am directed to forward herewith for information 2 copies of the Haveri Electric License, 1940,granted by this Govt.to Mr.N.D.Nerurkar.

I have etc.

D.A.-2 copies of the license.

ISSUED
with license
13. MAY 1940

23-4-40

13/4

1867/36

(To be issued by Registered Post).

No.1867/36.M.
P.W.D.,B.C., 9th April 1940.

To

N.D.Nerurkar,Esq.,
Electrical Contractor,
Thalakwadi, Belgaum.

Subject:-The Haveri El.License,1940.

Dear Sir,

With ref.to the corres.ending with your letter dated the 11-4-40, I am directed to forward herewith the Haveri El.License,1940,duly signed by the Secy.to Govt.,P.W.D.. I am also to enclose herewith a copy of G.N.No. 1867/36-II dated the 30th April 1940, revoking the sanction under Sec.28 of the I.E.Act, 1910, granted to you in G.N.No.6451/27, dated the 5-11-1934. The receipt of the documents may please be acknowledged at an early date.

2. I am to invite spl.attention to clause 7 (B) proviso (a) of the license and to inform you that the method of construction you propose to adopt should be approved in writing by the El.Engr.to Govt.before any work is started in con. with the supply.

3. I am to inform you that the annual statement of accounts of the undertaking should under Sec.11 of the I.E.Act,be made up to the31st March in each year in the forms set forth in Annexure V to the I.E.Rules,1937 and also in the statement form attached hereto and forwarded in triplicate to the A.G.,Bombay,before the 1st of Oct.of the same year, for exam. and audit. One copy thereof should be forwarded direct to the El.Engr.to Govt.

A fee of Rs 250 should be paid by you on demand to the A.G.,Bombay, for the audit work in question.

4. Further, I am to invite your attention to Sec.21 of the I.E.Act and also to clause 6(B) of the license and to state that you are reqd.to submit for the sanction of Govt.the conditions that you wish to adopt for regulating your relations with the consumers. A model form in this con.should be obtained from the El.Engr. to Govt.

5. Lastly, I am to forward herewith copies of the following documents for you information and guidance,-

(i) a copy of G.L.No.5527/27-M, dated the 28-5-31, addressed to all the El. Licensees in the Province of Bombay re: electric power lines near Civil Aerodromes or landing grounds,

(ii) a copy of G.N.No.9175/27-I, dated the 31-8-35, as amended, re: notice of accidents and injuries under Sec.33 of the I.E.Act, 1910,

(iii) copies of G.Ns.Nos.640/27-I & II, dated the 15-11-34, as amended, re: rules and conditions for the grant of certificates of competency and licenses to electrical contractors under Rule 48 of the I.E. Rules, 1937,

(iv) a copy of the opinion of the Solr. to Govt.of India, dated the 11-12-1916, in accordance with which the cost of the first pole on the consumer's premises should be shared between the licensee and the consumer.

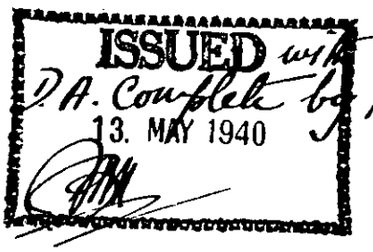
Yours faithfully,

Copy

D.A.-(1)License.
(2)Statement form.
(3)Copies of G.L.& G.Nos.
(4) Copy of the opinion of the Solr.to the G.of I.

1867/36

Copy forwarded for information to -
the El.Engr.to Govt.and
the A.G.,Bombay.



23-4-36

18/4

The Haveri El.License,1940:
Grant of - to Mr.N.D.
Nerurkar: Orders re: -

Govt.of Bombay.
P.W.D.
Reso. No. 1867/36.
Bombay Castle, 30th April 1940.

Letter from Mr.N.D.Nerurkar,dated the 12-10-37 p29, as under:-

(Enter)

Read G.L.No.1867/36-M p37, dated the 22-10-37, to Mr.N.D.Nerurkar.

Read letters from Mr.N.D.Nerurkar, dated the 23rd p43 & 27th p47 Oct.& 1st p51 Nov.37.

Read G.N.No.1867/36 p54, dated the 8-11-37 republishing in the B.G.G.the notice published by Mr.N.D.Nerurkar under the I.E.Rules,1937.

Read G.M.No.1867/36-M p54, dated the 22-11 1937 to the Commr.,S.D.

Read G.L.No.1867/36-M p55, dated the 22-11-37 to the Agent,M.& S.M.Ry.Co.Ld.

Read letter from the Agent,M.& S.M.Ry Coy.No.W.2854 p67, dated the 8-12-37.

Read report from the Commr.,S.D.,No. M.S.C.3688 p109, dated the 14-3-38.

Read G.L.No.1867/36-M p127, dated the 3-4-39 to Mr.N.D.Nerurkar.

Read letter from Mr.N.D.Nerurkar, dated the 17-4-39 p129.

Read memo.from the El.Engr.to Govt., No.L.R.M.64/4032 p169, dated the 14-2-40.

Read memo.from the R.L.A.,No.2698 p175, dated the 14-3-40.

G.L.No.1867/36-M p203, dated the 1-4-40 to Mr.N.D.Nerurkar,as under:-

(Enter)

Letter from Mr.N.D.Nerurkar,dated the 11-4-40 p223, as under:-

(Enter)

1867/36

RESOLUTION:- In exercise of the powers conferred by section 3 (1) of the I.E.Act, 1910, the Govt. of Bombay is pleased to sanction the grant of the license appended hereto, under the aforesaid Act, to Mr. Narayan Dattaram Nerurkar for the supply of electrical energy to the areas comprised within the limits of the Munl. Dist. of Haveri.

2. The Govt of Bombay is also pleased to authorise the Secy. to Govt., P.W.D., to sign the license on behalf of Govt.

3. The licensee should be notified in the B.G.G.

4. The deposited map refd. to in clauses 3 and 4 of the license and submitted by the licensee should be signed by the Secy. to the Govt. of Bombay, P.W.D., and dated to correspond with the date of the notification of the grant of the license. It should then be recorded in the Sectt, a duplicate copy of the same being forwarded to the El. Engr. to Govt. for record in his office.

5. The Govt. of Bombay is also pleased to direct that the sanction granted under Sec. 28 (1) of the I.E.Act, 1910, to Mr. N.D. Nerurkar by G.N.No. 6451/27, dated the 5-11-34 to engage in the business of supplying electrical energy in the area comprised within the limits of the Munl. Dt. of Haveri should be revoked with effect from the date of the license and that the requisite Notification in this connection

1867/36

To

*The G.D.
*The Commr.,S.D.
*The S.E.,S.C.
*The Collr.of Dharwar.
*The R.L.A.(with 4 copies of the G.N.)
*The El.Engr.to Govt.(with six copies of the G.N.and copy of deposited map).
*The Ex.Engr.,Dharwar Dn.
*The Agent & Genl.Manager, M.& S.M.Ry.Co.Ld.
*The P.M.G.,Bombay(with four spare copies).
*The A.G.,Bombay.

*with copies of the G.Ns.

BKR
28/4

connection should be published in the B.G.G.

By order of the Govr.of Bombay,

23-4-40

28/4

Sd/ Jome 23/4/40

U.O. to El. Engr. to Govt. 23/4/40

25 APR 1940

ELECTRICAL ENGINEER TO GOVERNMENT
Inwd. No. 502
28 APR '340
File No. Genl 64.
P. W. D., BOMBAY

Below U.O.R. No.1867/36 dated the 24th April 1940,
from Government in the Public Works Department.

No. dRm6H 318 of 1940.

Bombay, 26th April 1940.

Seen and returned, with compliments.

Electrical Engineer to Govt.

DFP.

(M-B) Submitted

2 The drafts on pp 227-235

and may now issue.

29-4-40

29/4

WB 27/4

PUBLIC WORKS DEPARTMENT
File No. 1867/36
26 APR. 1940
Serial No. 9502

D.O.S. 27/4

27/4

The Haveri Electric License, 1940:
Grant of — to Mr. N. D. Nerurkar:
Orders regarding —.

GOVERNMENT OF BOMBAY.

PUBLIC WORKS DEPARTMENT.

Resolution No. 1867/36.

Bombay Castle, 30th April 1940.

D-1 Letter from Mr. N. D. Nerurkar, dated the 12th October 1937, as under:—

"I beg to acknowledge receipt of your communication No. 1233/36-M, dated the 12th July 1937, wherein you request me to take the necessary steps to apply for a regular license under section 3 of the Act in lieu of the sanction under section 28 at present held by me.

I had necessarily to postpone replying to your said reference till I should have taken stock of the situation and weighed all the *pros* and *cons* in the matter.

As you full well know Haveri is a very small taluka town with a population not amounting even to 12,000 and the response from the energy consuming public has been very poor during the last three years. The Municipality is also not very affluent so as to guarantee me a reasonable return for my investment. I have been practically struggling hard to make the sanction a success. There is no water supply scheme for the Municipality, and the day load that might be forthcoming in the next few years will be practically next to nothing. Under the circumstances a license insisting on a continuous energy supply all night and day would be hard on the licensee and will only handicap economical working.

Since, however, you insist on the sanction being altered into a license, I have no other alternative but to accept Government proposals; but at the same time would like to be shown as much concession as possible under the circumstances.

I have already incurred heavy expenditure preliminary to my obtaining the sanction and I have to go through the whole process again as per the Act. I therefore request Government that the license fee may kindly be remitted under their powers under Rule 9 of the Rules.

I enclose herewith six copies of the draft license.

A map of the area of supply lodged with Government in connection with the sanction may be treated as the 'Deposited Map' for the purpose of this license.

No land is proposed to be acquired for the present.

Since all the preliminary works have been completed I require exemption from lodging any security deposit either.

As required by Rule 13 of the Rules, a notice of the application will be advertised in English in three successive issues of the *Sanyukta Karnatak*, published in Hubli and which is well circulated in the area of supply. Copies of the paper will be furnished to Government in due course.

System of supply.—The present supply is D.C., 230 volts and since I have in mind its conversion into an A.C. system, I have included both A.C. and D.C. systems in the present license.

I request that Government may be pleased to grant me the license as early as possible."

Read Government letter No. 1867/36-M, dated the 22nd October 1937, to Mr. N. D. Nerurkar.

Read letters from Mr. N. D. Nerurkar, dated the 23rd and 27th October and 1st November 1937.

Read Government Notification No. 1867/36, dated the 8th November 1937, republishing in the *Bombay Government Gazette* the notice published by Mr. N. D. Nerurkar under the Indian Electricity Rules, 1937.

Read Government Memorandum No. 1867/36-M, dated the 22nd November 1937, to the Commissioner, Southern Division.

Read Government letter No. 1867/36-M, dated the 22nd November 1937, to the Agent, Madras & Southern Mahratta Railway Company, Limited.

Read letter from the Agent, Madras & Southern Mahratta Railway Company, No. W. 2854, dated the 8th December 1937.

Read report from the Commissioner, Southern Division, No. M.S.C. 368, dated the 14th March 1938.

Read Government letter No. 1867/36-M, dated the 3rd April 1939, to Mr. N. D. Nerurkar.

Read letter from Mr. N. D. Nerurkar, dated the 17th April 1939.

Read memorandum from the Electrical Engineer to Government, No. L.R.M. 64/4032, dated the 14th February 1940.

Read memorandum from the Remembrancer of Legal Affairs, No. 2698, dated the 14th March 1940.

Government letter No. 1867/36-M, dated the 1st April 1940, to Mr. N. D. Nerurkar, as under :—

"With reference to the correspondence ending with your letter dated the 17th April 1939, I am directed to forward herewith a revised draft of the license mentioned above and to request that if you are willing to accept it in the form proposed it may be returned with an intimation to that effect endorsed at the end thereof in the space provided for the purpose.

"2. Simultaneously with the grant of the license, it is proposed to revoke the sanction under section 28 of the Indian Electricity Act, 1910, granted to you in Government Notification No. 6451/27, dated the 5th November 1934. A draft of the notification to be issued in the matter is also enclosed herewith for your approval."

Letter from Mr. N. D. Nerurkar, dated the 11th April 1940, as under :—

"Referring to your letter No. 1867/36-M, dated the 1st instant, I beg to return herewith the draft of the license accepted and duly endorsed to that effect as desired.

Further I beg to submit that I have no objection to the proposal to revoke the sanction granted to me under section 28 of the Indian Electricity Act of 1910 with effect from the date from which the license comes into operation."

RESOLUTION.—In exercise of the powers conferred by section 3 (1) of the Indian Electricity Act, 1910, the Government of Bombay is pleased to sanction the grant of the license appended hereto, under the aforesaid Act, to Mr. Narayan Dattaram Nerurkar for the supply of electrical energy to the areas comprised within the limits of the Municipal District of Haveri.

2. The Government of Bombay is also pleased to authorise the Secretary to Government, Public Works Department, to sign the license on behalf of Government.

3. The license should be notified in the *Bombay Government Gazette*.

4. The deposited map referred to in clauses 3 and 4 of the license and submitted by the licensee should be signed by the Secretary to the Government of Bombay, Public Works Department, and dated to correspond with the date of the notification of the grant of the license. It should then be recorded in the Secretariat, duplicate copy of the same being forwarded to the Electrical Engineer to Government for record in his office.

5. The Government of Bombay is also pleased to direct that the sanction granted under section 28 (1) of the Indian Electricity Act, 1910, to Mr. N. D. Nerurkar by Government Notification, No. 6451/27, dated the 5th November 1934, to engage in the business of supplying electrical energy in the area comprised within the limits of the Municipal District of Haveri should be revoked with effect from the date of the license and that the requisite Notification in this connection should be published in the *Bombay Government Gazette*.

By order of the Governor of Bombay,

(R. H. HAMMETT,)
Deputy Secretary to Government.

G. R. No. 1867/36, P. W. D., dated the 30th April 1940.

To

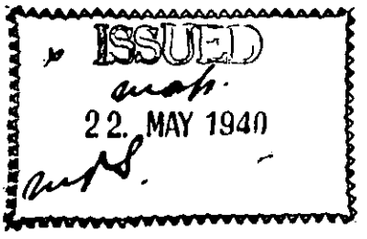
*The General Department.
*The Commissioner, Southern Division.
*The Superintending Engineer, Southern Circle.
*The Collector of Dharwar.
*The Remembrancer of Legal Affairs (with four copies of the Government Notifications).
*The Electrical Engineer to Government (with six copies of the Government Notifications and copy of deposited map).
*The Executive Engineer, Dharwar Division.
*The Agent and General Manager, Madras & Southern Mahratta Railway Company, Limited.
*The Postmaster General, Bombay (with four spare copies).
*The Accountant General, Bombay.

*With copies of the Government Notifications.

No. of 1940.

Copy forwarded for information and guidance to

BDg
21-5-40



To The Asst. Clerk
(with signed copies of licence enrgt
and copy lease [illegible] for record in hyll cupboard)
RR
23/5/40

re licence dy 13-4-40, map dy 13-4-40
and copy of SR 1867/360 dy 30-4-40
retained & indexed under no. 112
RMS
24/5/40

To Mrs.

PUBLIC WORKS DEPARTMENT.

Bombay Castle, 30th April 1940.

No. 1867/36-I.—In exercise of the powers

PUBLIC WORKS DEPARTMENT.

Memorandum of Consent No. 4696/36.

Provided always that the consent hereby given shall not authorise any further assignment of the said license or the transfer of the said undertaking or any part thereof without a fresh consent in writing of the Government of Bombay.

Dated this 1943. By order of the Governor of Bombay,

Secretary to Government."

said licensee's undertaking in respect of the said license (including all lands, buildings, works, materials and plant) (hereinafter referred to as 'the said undertaking') by way of sale to Mr. Sidramappa Andanappa Manvi, Proprietor, Manvi Bros. of Gadag, subject to the performance by the said Mr. Sidramappa Andanappa Manvi of the obligations imposed upon the said licensee and to all the rights of the Government under the said license, the said Act and the rules made thereunder.

L P.W.D. T 38

(2) "rules" shall mean the rules made under the Act;

(3) "licensee" shall mean and include the said Mr. Narayan Dattaram Nerurkar and his permitted assigns;

(4) "deposited map" shall mean the plan of the area of supply as hereinafter specified, which has been deposited with Government in pursuance of the rules, which plan is signed, for the purpose of identification, by the Secretary to the Government of Bombay in the Public Works Department and by the licensee;

(5) "The commencement of this license" shall mean the date of the notification by the Government of Bombay in the *Bombay Government Gazette* by which this license is granted;

(6) "Government" shall mean the Provincial Government of Bombay;

(7) words and expressions not defined in this license but defined in the Act or the rules shall have the meaning assigned to them in the Act or the rules as the case may be.

3. *Area of supply.*—The area within which the supply of energy is authorised by this license, hereinbefore and hereinafter referred to as "the area of supply", shall be the whole of the area comprised within the municipal district of Haveri which is shown by a green-coloured line on the deposited map, and is bounded as follows:—

North—By fields bearing Survey Nos. 246, 247, 272, 271, 270, 266, 265, 268, 269 and 304-B.

East—By fields bearing Survey Nos. 305, 314, 318, 320, 8, 43, 44, 45 and 46.

West—By fields bearing Survey Nos. 250, 251, 252, Waddavan Sira, 156 and 105.

South—By a channel and fields bearing Survey Nos. 22, 24, 2, 56, 55 and 54:

Provided that nothing in this license shall be construed to prevent the Madras and Southern Mahratta Railway from generating energy or purchasing it from any other railway or Government Department for its own industrial, domestic or other uses.

4. *Area of compulsory supply.*—(*a*) Subject to the provisions of sub-clause (A) of clause 6 below, the licensee shall maintain to the satisfaction of the Government a full and continuous supply of energy throughout the streets or parts of streets as are mentioned below and shown in red colour on the deposited map:—

1. High School Road.
2. Bhavani Math Road.
3. Sulmatti Railway Station Road.
4. Madargeri Road.
5. Pendhri Galli.
6. Ballarwala Galli.

6A Extension to Ballarwala Galli.

7. Hatturgeri Road.

7A. Extension to Hatturgeri Road.

7B. Extension to Hatturgeri Road.

8. Puradchawdi Road.
9. Katgar Galli.
10. Melim Pyati Road.
11. Akki Galli.
12. Yalakki Galli.

12A. Cross Road going Yalakki Galli and Municipal Office Road.

13. Municipal Office Road.
14. Hukkeri Math Road.
15. Raddi Lane.
16. Gudsalgeri Galli.
17. Gowli Galli.
18. Chavdi Road.
19. Hosamani Road.
20. Agrahar Road.
21. Post Office Road.
22. New Iswar Temple Road.

23. Cattle Pond Road.
24 Magdurg Road.
25. Badami Yavar Galli.
26. Dodbasappa Road.
27. Chandrapatan Davar Galli.
28. Mamigar Galli.
29. Desai Tank Road.
30. Gavadar Lane.
31. Googi Katti Road.
32. Court Road.
33. Hanagal Toll Naka Road.
34. Extension Road.
A, B & C. Extension Road.
35. Part of Havanur Road joining Hanagal Road.
36. Woddar Galli.
37. Galli joining Hukkeri Math Road and Tolwar Lane.

(*b*) In the case of any difference between the description of the streets mentioned in sub-clause (*a*) of this clause and that indicated on the deposited map, the latter shall prevail.

5. *Revocation of license.*—If the licensee fails to comply with the provisions of sub-clause (*a*) of clause 4, the license shall be liable to be revoked.

6. *Purposes and limitation of supply.*—(A) Subject to the provisions of this license, the Act and the rules, the licensee shall be entitled during the continuance of this license to supply energy within the area of supply for all purposes, and in bulk and to other licensees for their own purposes.

(B) The licensee shall within three months from the commencement of this license submit for the sanction of Government the following :—

(*a*) The form of requisition to be made by an owner or occupier of premises or a distributing licensee for the supply of energy ;

(*b*) The form of written contract or agreement to be executed by such owner or occupier or distributing licensee in favour of the licensee for taking a supply of energy ; and

(*c*) The rates of all miscellaneous charges which the licensee proposes to levy from such owner, occupier or distributing licensee as incidental to or in connection with such supply.

(C) Clauses V, VI, VII, IX, X and XI of the Schedule to the Act shall, wherever necessary, be read as expressly added to or varied to the extent set out in sub-clause (B) of this clause.

(D) The licensee shall not supply energy to any premises unless the owner or occupier of such premises has satisfied the licensee that all work including repairs relating to electric wires, fittings and

apparatus, on such premises, has been carried out by a licensed electrical contractor and under the supervision of a Competency Certificate holder under the rules or orders issued by Government in this behalf, or by such other person as may be authorised to carry out such works under rule 48 of the rules and clause VI of the Schedule to the Act shall be deemed to be modified accordingly.

7. *System of supply*.—(A) The system of supply of energy which may be adopted for the purpose of this license shall be the following :—

I—Direct Current.

For general purposes, viz. lights, fans, heaters and refrigerators—

(*a*) a continuous current low pressure supply at a consumer's terminals at a pressure of 220/230 volts between one of the outers and the middle conductor of a three-wire system, the middle conductor being connected to earth at the generating station, but insulated at all other parts ; or

(*b*) a continuous current low pressure supply at a pressure of 220/230 volts between the conductors of a two-wire system.

For power purposes—

(*a*) a continuous current medium pressure supply at a pressure of 440/460 volts between the outers of the three-wire system ; or

(*b*) a continuous current low pressure supply at 220/230 volts between the conductors of a two-wire system.

II—Alternating Current.

Single or three-phase, three or four wire, periodicity fifty cycles per second. The pressure of supply at the consumer's terminals shall be as under :—

(*a*) 230 volts between each phase and neutral for general purposes, viz. lights, fans, heaters and refrigerators ;

(*b*) 400 volts between phases for motive power purposes and purposes other than those specified in (*a*) above ; and

(*c*) any pressure up to 6,600 volts for feeders and for supply to any large consumers for power purposes :

Provided always (i) that the licensee may from time to time with the previous consent in writing of and subject to such limitations and conditions as may be prescribed in writing by Government adopt any other system of supply for the purpose of this license and (ii) that no high tension mains shall be brought within or near the populated areas without the specific sanction of Government in each case.

(B) The feeders, distributing mains and service lines may be laid overhead or underground but wherever and whenever specifically required to do so in writing by Government, such feeders, distributing mains or service lines shall be laid underground :

Provided that—

(*a*) no work or works shall be commenced by the licensee unless and until the method of construction has been previously approved in writing by the Electrical Engineer to Government;

(*b*) where overhead mains are used, they shall nowhere be at a height of less than thirty feet from the ground level of the streets at all crossings in all the routes where *raths* or *taboots* or other similar religious processions are likely to pass. In cases of dispute such routes and heights shall be determined by the District Magistrate;

(*c*) in narrow lanes or streets the poles for overhead mains shall be placed on the extreme edge of the lane or street and a special construction to be approved by the Electrical Engineer to Government shall be adopted to keep the wires clear of every building;

(*d*) no poles for overhead lines shall be erected in streets or thoroughfares which are less than ten feet in width for vehicular traffic; and

(*e*) nothing in this license shall authorise the licensee to use overhead mains at a pressure higher than the medium pressure without the written sanction of Government in each case and subject to any conditions or limitations which Government may prescribe in that behalf.

(C) Due precautions shall be taken to avoid any possible interference with the adjacent telephone or telegraph circuits due to inductive effects. The electric wires shall be suitably transposed where necessary.

(D) For the purpose of rule 68 (2) of the rules, the maximum wind pressure shall be taken as fifteen pounds per square foot.

8. *Generating, receiving, transforming and distributing stations.*—(*a*) The generating, receiving, transforming and distributing stations shall be within the area of supply.

(*b*) The licensee shall employ a resident Electrical Engineer in technical charge of the undertaking and the appointment of such an Engineer shall have the previous approval of the Electrical Engineer to Government, Public Works Department, Bombay.

9. *Rates—Limits of prices to be charged.*—The rates to be charged by the licensee for energy supplied by him shall not exceed the maxima set out below, or in the case of a method of charge approved by Government under clause (*c*) of sub-section (*3*) of section 23 of the Act such maxima as Government may fix on approving the method, namely :—

(A) Where energy is supplied by meter—

(1) For general supply purposes, viz.—

(*a*) for lights and fans—A rate of annas six per unit;

(*b*) for heating and refrigerating purposes—A rate of annas two per unit.

(2) For motive power purposes and purposes other than those mentioned in items (1) (*a*) and (*b*) above and (3) below :—

Up to and including 3 K.W.—A standing charge of Rs. 3 per K.W. connected per mensem plus annas 2 per unit.

Over 3 K.W.—A standing charge of Rs. 2 per mensem for every additional K.W. connected plus anna one and pies six per unit.

(3) For motive power for purposes of agriculture and small industries—A standing charge of rupee one per K.W. connected per month plus anna one per unit provided the annual consumption of energy amounts to 5,000 units, the actual cost of service required for delivery of energy being borne by the consumer; should energy amounting to 5,000 units be not consumed during the year, the rates stated in sub-clause (A) (2) shall apply.

Note.—The term "unit" occurring in this sub-clause shall mean the energy contained in a current of 1,000 amperes flowing under an electromotive force of one volt during one hour.

(4) A minimum charge of rupee one per mensem in the cases referred to in item (*a*) of sub-clause (A) (1) of this clause shall be charged exclusive of meter rent and irrespective of whether energy of that value has been consumed or not.

(5) *Meter rent.*—The rent to be charged for meters shall not exceed—

Annas Six per month for a D.C. meter of 220/230 volts.

Annas Twelve per month for a D.C. meter of 440/460 volts.

Annas Four per month for a single phase A.C. meter.

Annas Eight per month for a polyphase A.C. meter.

(B) Where energy is not supplied by meter, a fixed rate of Rupee one and annas eight per mensem shall be charged for a twenty-watt light and rupee one for every additional twenty-watts or part thereof burning for not more than six hours per night.

(C) In the case of large consumers, contracts may be made for fixed periods at such rates not exceeding the rates specified in sub-clause (A) of this clause as may be agreed upon.

(D) Without prejudice to anything contained in the above sub-clauses, the licensee may at any time enter into a special contract with the Municipality of Haveri for the supply of energy to the said Municipality for public lighting upon such terms and conditions and at such rates not exceeding the maxima charges specified above, as may for the time being be mutually agreed upon.

9-A. Notwithstanding anything contained in any contract or agreement entered into by the licensee with individual consumers

in pursuance of the sanction granted by Government Notification, Public Works Department, No. 6451/27, dated the 5th November 1934, and subsisting on the date of the commencement of this license, the rates to be charged by the licensee to such consumers for energy supplied after the commencement of this license, shall not exceed the maxima rates leviable under clause 9 of this license.

10. *Agreement between the licensee and the Managing Agents.*—The licensee shall not enter into an agreement with Managing Agents, if any, or make any modifications to such agreement already entered into, unless with the previous consent in writing of the Government. The Government shall also have the right to examine any agreement between the licensee and the Managing Agents, if any, and to require suitable modification therein as a condition precedent to Government granting any consent as required by section 9 (2) of the Act.

11. *Breaking up of streets.*—The length of trenches to be opened on any street at any one time, and the period for which they may remain open, shall be determined from time to time by Government or the local authority by which such streets are repairable.

12. *Breaking up of railways.*—In pursuance of the provisions of sub-section (5) of section 12 of the Act, the licensee is hereby specially authorised within the area of supply to break up the soil and pavement of the portions of the Madras and Southern Mahratta Railway, so far only as concerns, level-crossings and the portions of the said railway running along the highway. Any difference or dispute arising between the licensee and the said railway by reason of the exercise by the licensee of the powers conferred on him by this clause shall, subject to the provisions of sections 13 and 16, be determined by Government whose decision shall be final.

13. *Purchase of the undertaking.*—(A) The option of purchase given by sub-section (1) of section 7 of the Act shall be exercisable first on the expiration of thirty years from the commencement of this license and thereafter on the expiration of every subsequent period of ten years therefrom. The percentage of the value of the lands, buildings, works, materials and plant of the licensee referred to in sub-section (1) of section 7 of the Act which shall be added to such value under the second proviso to that sub-section on account of compulsory purchase shall be ten per centum.

(B) In accordance with clause (*d*) (*ii*) of sub-section (2) of section 3 of the Act, it is hereby declared that the generating station belonging to the licensee and used in connection with the undertaking or where energy is purchased from any other person or company, the receiving and distributing sub-stations used in connection with the undertaking, shall form part of the undertaking for the purpose of purchase under section 5 or section 7 of the Act.

14. *Assignment of the license.*—At any time after the commencement of this license the licensee may, with the previous consent in writing of Government, and subject to compliance with

such conditions upon which such consent may be given, assign this license and transfer the whole of the undertaking in respect of which this license is granted (including all lands, buildings, works, materials and plant of the licensee) to any individual or company formed or to be formed and registered in the Province of Bombay in accordance with the law for the time being in force in British India, or, in Great Britain under any enactment relating to companies for the time being in force there and having authority to take over the license and the said undertaking as the case may be and to exercise the powers and perform the obligations given to or imposed upon the licensee under this license, the Act and the rules, and on such assignment and transfer the rights, powers, authorities, obligations and liabilities of the licensee shall be exercisable by and shall attach to such individual or company formed or to be formed as aforesaid.

15. *Exemption from security.*—In pursuance of clause (*f*) of sub-section (*2*) of section 3 of the Act, it is hereby expressly declared that clause I of the schedule to the Act shall be exempted from incorporation in this license.

16. *Submission of annual accounts.*—The licensee shall submit annually to Government before the 1st October, the accounts of the undertaking made up to the 31st March of the same year in the forms set forth in Annexure V to the Indian Electricity Rules, 1937, together with a statement showing the technical and financial data in the form prescribed by Government.

Dated this thirtieth day of April, One thousand nine hundred and forty.

By order of the Governor of Bombay,
(Signed) C. E. AITKEN,
Secretary to the Government of Bombay,
Public Works Department.

By order of the Governor of Bombay,
C. E. AITKEN,
Secretary to Government.

PUBLIC WORKS DEPARTMENT.

Bombay Castle, 30th April 1940.

INDIAN ELECTRICITY ACT, 1910.

No. 1867/36-II.—It is hereby notified for general information that the sanction granted under sub-section (*1*) of section 28 of the Indian Electricity Act, 1910 (IX of 1910), to Mr. Narayan Dattaram Nerurkar by Government Notification, Public Works Department, No. 6451/27, dated the 5th November 1934, to engage in the business of supplying energy in the area comprised within the limits of the municipal district of Haveri has been revoked by the Government of Bombay with effect from the 30th April 1940, being the date from which the Haveri Electric License, 1940, granted to the said Mr. Narayan Dattaram Nerurkar comes into operation.

By order of the Governor of Bombay,

C. E. AITKEN,

Secretary to Government.

1867/36

No. 1867/36 M

P.W.D.

B.C. 6th Aug 1940

To

N. D. Nerurkar Esqr

Thalakwadi

Belgaum

Haveri Cluster Licence, 1940

Dear Sir,

I am directed to invite attention to clause 6(B) of the p245 licence mentioning alinie and para 4 p2[illegible] of G.L. No. 1867/36-M dt. the 9-5-40 and to request you to expedite the submission of the conditions, forms etc. refd. to therein.

Yours faithfully

5-8-40

ISSUED
8 - AUG. 1940

7/8/40

(For further correspondence pl. see file 4696/36)

18/8/40 File

Flor A Esq

Original on file no 4696/36

THE HAVERI ELECTRIC SUPPLY COMPANY.

Haveri, 15th August 1940.

Ref. .....

The Deputy Secretary to the Govt.of Bombay,
Public Works Department,
Bombay Castle,
B O M B A Y.

Dear Sir,

Subj:- Haveri Electric License, 1940.
Proposed Assignment of -

We beg to acknowledge receipt of your two letters Nos.4696/36-M and 1867/36-M, dated the 6th instant.

The Haveri Power Co., Ltd., a private limited Co., is under formation and the memorandum and articles of association will be duly submitted to your office as soon as they are ready. The assignee is at present not in Bombay and as soon as he returns, your requirements will be attended to without delay.

The conditions, forms etc., will also be sent when they are ready from print for distribution.

In the meanwhile we request you to grant us time to attend to the framing of the articles etc.,

Yours faithfully,
THE HAVERI ELECTRIC SUPPLY CO.

Sd/-

For Consideration of matter as to
file in file No 4887/36.

1c/8

RECEIVED.